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# The Lincoln Record Society

(FOR THE ANCIENT DIOCESE AND THE COUNTY OF LINCOLN)

VOLUME 22

## THE EARLIEST LINCOLNSHIRE ASSIZE ROLLS

A.D. 1202—1209



PRINTED FOR  
THE LINCOLN RECORD SOCIETY

1926













# The Lincoln Record Society

(FOR THE ANCIENT DIOCESE AND THE COUNTY OF LINCOLN)

Founded in the year 1910  
for the Publication of Historical Manuscripts

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The Society was founded with the object of printing records and documents relating to church, parochial, manorial, and family history. There is a vast mass of material available at Lincoln in the Diocesan Registry and the Muniment-room of the Dean and Chapter; in the Public Record Office, the British Museum, and Lambeth Palace Library; in the Prerogative Court of Canterbury, and in the District Probate Registry at Lincoln; and in the possession of various corporations and individuals.

The subscription is a guinea a year, in return for which members are supplied with the publications of the Society. The larger the membership the more volumes the Society will be able to print. The annual output up to the present time has averaged one and a half volumes a year. The Society's year begins on the 1st of October, on which day subscriptions become due.

The chief part of the Society's publications deal with Lincolnshire, but some of the volumes include matter relating to the counties of Bedford, Buckingham, part of Hertford, Huntingdon, Leicester, Northampton, Oxford, and Rutland, which were in former days included in the diocese of Lincoln.

## *The Registrum Antiquissimum*

### of the Cathedral Church of Lincoln

The Society has undertaken the publication of the large collection of original and registered charters which are preserved in the Muniment-room of the Dean and Chapter of Lincoln. The edition will follow the classification of the great register of charters called *Registrum Antiquissimum*, the chief part of which was written about 1220.

The work, which will be edited by Canon C. W. Foster and Professor F. M. Stenton, will extend to four volumes:

- I. Charters of kings, queens, popes, bishops, earls, and other magnates.
- II and III. Charters relating to the several wapentakes of Lincolnshire, and to other counties.
- IV. Charters relating to the City of Lincoln.

The charters will be printed *literalim* from the original texts, and a note in English at the head of each document will summarize its contents.

In order to provide for the additional expense of producing these volumes, the Society has opened a Special Fund to which members are asked to contribute either by sending donations or by increasing the amount of their subscription for two or three years.

## PUBLICATIONS OF THE SOCIETY

### VOL.

1. LINCOLNSHIRE CHURCH NOTES, by Gervase Holles, 1634-1642.
2. LINCOLN EPISCOPAL RECORDS, *temp.* Bishop Cooper, 1571-1584.
- 3, 6, 9. REGISTER OF BISHOP HUGH OF WELLS, 1209-1235.
4. SPECULUM OR SURVEY OF THE DIOCESE OF LINCOLN, 1705-1723.  
Archdeaconries of Lincoln and Stow.
- 5, 10. ABSTRACTS OF LINCOLN WILLS, A.D. 1271-1526, and 1505-1530.
- 7, 14. VISITATIONS OF RELIGIOUS HOUSES, 1420-1436, 1436-1439.
8. HERALDIC VISITATION OF THE COUNTY OF LINCOLN, 1666.
11. REGISTERS OF BISHOPS GROSSETESTE AND LEXINGTON, 1235-1258.
- 12, 13, 15. CHAPTER ACTS OF LINCOLN CATHEDRAL, 1520-1559.
16. CALENDARS OF ADMINISTRATIONS IN THE LINCOLN CONSISTORY,  
COURT, 1540-1659.
17. FINAL CONCORDS (Suits in the King's Courts) *temp.* Henry II—  
Henry III.
18. TRANSCRIPTS OF CHARTERS RELATING TO THE GILBERTINE HOUSES  
OF SIXLE, CATLEY, ORMSBY, BULLINGTON, AND ALVINGHAM.
19. THE LINCOLNSHIRE DOMESDAY AND THE LINDSEY SURVEY.
20. REGISTER OF BISHOP GRAVESEND, 1258-1279.
22. THE EARLIEST LINCOLNSHIRE ASSIZE ROLLS, *temp.* John.
23. THE STATE OF THE CHURCH IN THE REIGNS OF ELIZABETH AND  
JAMES I.

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### *Nearly Ready*

21. VISITATIONS OF RELIGIOUS HOUSES, volume 3.

### *In Progress*

The *Registrum Antiquissimum* of the Cathedral Church of Lincoln.



*P. 147*

THE  
PUBLICATIONS  
OF THE  
**Lincoln Record Society**  
(FOR THE ANCIENT DIOCESE AND THE COUNTY OF LINCOLN)  
FOUNDED IN THE YEAR  
1910



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VOLUME 22

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FOR THE YEAR ENDING 30TH SEPTEMBER, 1924





THE EARLIEST  
LINCOLNSHIRE ASSIZE ROLLS

A.D. 1202—1209

EDITED BY

DORIS M. STENTON

LECTURER IN HISTORY IN THE UNIVERSITY OF READING

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PRINTED FOR

THE LINCOLN RECORD SOCIETY

1926

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## PREFACE

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Some explanation is necessary in bringing out this volume of Lincolnshire Assize Rolls of John's reign. In 1916 it was decided that a volume of Assize Rolls should be published. It was intended that the rolls should be printed in Latin with a translation. But on consideration it seemed that while, on the one hand, the rolls as they stood in Latin might not be readily intelligible to readers unversed in mediæval law and Latin, on the other hand, if they were literally translated into English they would not be a great deal more intelligible. The real difficulty lies in the form in which the entries are cast, rather than in the language that clothes them. The Latin is for the most part very simple, but the numerous abbreviations of sentences and the general economy of words hide the simplicity. It was felt that whether the rolls were printed in Latin and English, or in Latin only, much explanation would be necessary. At the same time, the rise in the cost of printing made economy advisable. It was therefore decided that the best way of solving the problem was to print the rolls in Latin and omit a translation, but add explanatory notes to the cases where any especial difficulty arose, and to print an introduction explaining as far as possible the type of case which is dealt with, and the various stages of a suit in its passage through the Court. This plan has been followed. The Introduction deals with the method of holding the King's Court and the progress of pleas in it. Many cases have been quoted at length, and references have been made to many others. The conclusions in the Introduction have been arrived at from a close study of the rolls in this book. Readers who, having no particular knowledge of the period, wish to learn something of the law of the time and of the legal troubles of Lincolnshire people, would be well advised to begin on the Introduction rather than on the rolls themselves. Very little difficulty will then be experienced with the Latin of the rolls. Many explanatory notes have been added to difficult cases.

The extracts from the Curia Regis Rolls are added, because many

cases heard at Lincoln in 1202 went to Westminster for further consideration. Although all the Lincolnshire cases in the Curia Regis Rolls from Michaelmas, 1202, to Easter, 1203, have been printed, no attempt has been made to print those of an earlier or later date in the reign.

The length of time which has elapsed since this book was begun is partly responsible for some of its drawbacks. The early part was sent to press several years ago, and each of the first three sheets of sixteen pages was printed off as it was finished. Hence in that part there are a certain number of *corrigenda*.

Finally, I wish to express my sincere thanks to those who have helped me in the preparation of this book. To Canon Foster and my husband, in particular, I owe a debt of gratitude. Canon Foster read my manuscript and every proof, and took infinite pains to identify elusive places. My husband first suggested that I should edit the rolls, and his help has never failed me. Although engaged in historical researches that leave him little time, Mr. R. R. Darlington, of The University, Reading, most kindly relieved me of the burden of the index. Both the indexes are his work. Mr. Flower, of the Public Record Office, has been most helpful in allowing me to consult his copies and proofs of the Curia Regis Rolls.

DORIS M. STENTON.

THE UNIVERSITY, READING,  
*August, 1926.*

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## RULES

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The following rules have been observed in transcribing the rolls :—

- (i) The punctuation of the original has been followed except in cases when a stop is clearly only a mark of abbreviation.
- (ii) The modern practice in the use of capital letters has been followed.
- (iii) The practice of the roll has been followed in the reproduction of *i* and *j* and *u* and *v*.
- (iv) The spelling of the roll has been followed. Place-names and personal names have only been extended where the extension made is obviously the correct one. The note of abbreviation at the end of a name has not been extended, *e.g.* Sutton'. Extensions have been marked by italics in a few cases.
- (v) Interlineations have been indicated by placing the word or phrase in round brackets with a superior *i*; cancellations, similarly, with a superior *c*; and deletions, where the deleted word can be read, in the same way with a superior *d*. An attempt has been made to indicate words added at a later time than the body of the case by putting such words in round brackets with a superior *p*. Anything added to the legible text has been put in square brackets with a superior *s*.
- (vi) Arabic numerals have been substituted for Roman figures.

The cases have been numbered for ease of reference, and the lists of amercements have been numbered in groups for the same reason.

## ABBREVIATIONS

---

ass. ven. rec.	—	—	—	assisa venit recognitura.
c.p.	—	—	—	cum pertinenciis.
dim. m.	—	—	—	dimidia marca (and other cases).
f.	—	—	—	filius (and its cases. <i>Filia</i> has been transcribed in full).
lib. ten.	—	—	—	liberum tenementum.
℥, s., d.	—	—	—	libra, solidus, denarius (and their cases).
m.	—	—	—	marca (and its cases).
m'ia.	—	—	—	misericordia.
sc.	—	—	—	scilicet.
v.	—	—	—	versus.
warant.—	—	—	—	warantizandum, warantum (un- less either form is written in full).

## ERRATA

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Case 22, line 7—*for* eligerunt *read* elegerunt.

.. 51, .. 4—*for* justicii *read* Justicie.

.. 82, .. 9—*for* Reginaldum *read* Rogerum.

.. 83, note—*for* pulling up the wickets of the abbot's warrens  
*read* hanging the abbot's greyhounds.

.. 91, line 1—*for* Matallis *read* Matillis.

.. 123, .. 6—insert [*sic*] *after* Claricia.

.. 134, last line—*for* 16 July *read* 9 July.

.. 141, line 4—*for* Radulfus *read* Robertus.

.. 142, .. 3—insert [*sic*] *after* frater.

.. 147, .. 6—insert [*sic*] *after* Willelmi.

.. 150, .. 2—*for* Woolmercus *read* Wolmercus.

Cases 154, 158, 169, 185, 194, and 195—*for* 14 July *read* 21 July.

Case 189, line 1—*for* Aremes *read* Areines.

Cases 203, 207, 208, 210, and 212—*for* 16 July *read* 23 July.

Case 213, line 3—*for* Marame [Mareham] *read* Martune.

.. 218, .. 8—*for* Justiciorum *read* Justiciarum.

.. 221, lines 4, 5—*for* justiciorum *read* Justiciarum.

.. 225, line 15—*for* 6 August *read* 30 July.

.. 237, note—*for* cases 1181 and 1187 *read* cases 1173 and 1238.

.. 256, line 7—*for* essonium *read* essoniatores, *and for*  
Justiciorum *read* Justiciarum.

.. 273, .. 7—*for* Justiciorum *read* Justiciarum.



## INTRODUCTION

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### I

In a hard age men need the invisible fence of law and custom to ensure a tolerable life. The medieval Englishman was incurably litigious. His interest in law was as real as his interest in religion, and as much a part of his life. It was an inherited instinct, based on long-continued practice in the intricate details of primitive legal business. As well in the courts of the shire and the hundred as in the courts of the manor and the soke, the suitors were the judges. Every lord had to hold a court for his men. Every man had to know the customs of the manor in which he lived. Of the details of this law in the twelfth century little is known. The rolls printed in this book, which come from the earliest years of the thirteenth century, are among the earliest judicial records of England, and for that matter of Western Europe. The writer of the treatise known by the name of Henry II's justiciar, Rannulf de Glanville, was the only man of his generation who set himself to describe the law of England as Henry II had shaped it. His book is a very little one. He is austere and accurate. He gives the text of the writ that must be sought for each type of plea. He describes how the tenant can excuse his appearance in court, and indicates the formula by which land must be sought. He is at pains to present the rules of inheritance with precision. But it is not from Glanville that an understanding of the place of law in men's lives at the close of the twelfth century can be derived.

Such an understanding can only be achieved by the study of the early records of the king's court. From the reign of Henry II only a fragment survives. This is not remarkable. Alfred could do justice while he was washing his hands. Henry II must have given many judgements that are recorded in no roll. It was only slowly that the informality of all administrative machinery was corrected by the necessity of securing an ample revenue. Crec the huntsman of William II gives place to the chamber clerks of Henry II and his sons. The uncouth writ of William II develops into the *breve de cursu* of the late twelfth century. The one place where formality ruled, probably from the beginning, was the Exchequer. The king's accounts, the great roll of the pipe, were almost sacred things. "The roll is of such authority," says the author of the *Dialogus de Scaccario*, "that in nothing may it be altered or changed except in the case of obvious error plain to all. Then it can only be altered by the common counsel of all the barons. Moreover the roll of a past year, or the roll of the current year after the payment to the exchequer, no one can alter except the king." From the Exchequer, formality and precision filtered outwards to the other branches of the administration. The men who managed the royal accounts were the same men who helped to devise the new forms of writ, and went about the country doing justice in the king's name. The

records of proceedings before them were probably short at first. The new writs had to prove their worth before men would buy them as they came to do in the thirteenth century. Moreover the early records of judicial proceedings were certainly very brief, mere notes of the cases, reasons for the imposition of amercements. It is possible that little further interest was felt in the record when the amounts due to the king were safely entered on the pipe roll. Justice was a matter of business.

Two great, though very far from complete, series of judicial records begin in the reign of Richard I, records of the proceedings before the justices itinerant and records of proceedings before the justices *de banco* at Westminster. They are definitely two series, although the itinerant justices went out from, and were absorbed again into, the justices at Westminster, and although the bulk of the cases heard at Westminster had been prorogued from the courts of the itinerant justices. By the end of the twelfth century Westminster had become the acknowledged centre of the judicial as well as the financial administration. The justices who sat there, presided over by the justiciar, or, rarely, by the king, dealt mainly with the overflow of judicial business. "Let the parties appear at Westminster" is the inevitable judgement when the matter is too hard for the itinerant justices to settle on their own responsibility, or when the time of their eyre is drawing to a close and the case cannot be ended because some of the necessary people are absent from court. New cases also appear at Westminster; for sometimes one of the parties has a charter from the king granting exemption from appearing in court except before the king or his chief justiciar. There is evidence that in 1202 Lincolnshire people were anxious, even to the point of paying for the privilege, to get their suits heard without the necessity of a journey to Westminster. It is doubtful whether Westminster were a more popular resort with the men of other distant shires.

Clause 17 of Magna Carta provides that "common pleas shall not follow our court but shall be held *in aliquo loco certo*." The usual interpretation of this clause assumes that the barons wanted suits to be heard and determined at Westminster rather than to follow the king in his travels. It is at least arguable that the barons were not only thinking of the personal travels of John but also of those of his itinerant justices. Their court was *curia nostra* to John quite as definitely as a court over which he himself presided. To the men of his day, the court of his justices was *curia domini Regis*. If the king were present, the clerk added *coram ipso domino Rege*. The numerous Lincolnshire cases which in 1202 were put off to Leicester, Coventry, Northampton, Bedford, and Westminster must have meant much inconvenience to the Lincolnshire people who took part in them. The next clause in Magna Carta, which provides for the frequent hearing and speedy conclusion of the new assizes within the shire, and in the shire court, suggests that the aim of the barons was to make justice more easily and quickly attainable. *In aliquo loco certo* probably means what it says—"in some single, definite, place"—whether within or without the shire. The clause, in fact, implies that cases should no longer be postponed for hearing in another town to which the justices were on their way. There was at that date no reason why Westminster should be more popular than any other distant town. Be

that as it may, some centre was necessary, and the court at Westminster was a clearing house. The rolls of the court at Westminster give the impression of an unwieldy judicial machine creakingly stretching out to the farthest corners of the kingdom. Cases coming from all parts of the country and dealing with questions of very different type, assault and the right to advowsons, robbery and the possession of land, are all recorded as they were heard, and usually without any attempt at classification. They often dragged on for many years because of the numbers of people whose presence was necessary to the conclusion of the simplest suit. Besides the plaintiff and the tenant, men with local knowledge had to be before the justices at the same time. The amazing thing is not that cases lasted so long, but that they were ever concluded at all.

Throughout the twelfth century, except perhaps in the disorder of Stephen's reign, royal justices, at least intermittently, visited the shires. Scattered references in chronicles and charters, and the entries of amercements made by justices in the only surviving pipe roll of Henry I's reign, are our only evidence for the judicial visitations of the first half of the century. In the early years of Henry II's reign there seems to have been no regularity in the intervals at which the justices heard pleas in the shires. But throughout the latter part of the reign, particularly its last ten years, judges appeared in most counties very frequently. No records of the pleas survive, but the contemporary pipe rolls preserve the amounts of the amercements made in each county, and the names of the leading judges before whom the amercements were made. In the sixth year of Richard I's reign begin the Feet of Fines. From that year onwards, the 'foot,' or third part of the chirograph recording the final concord made between the parties in a suit for land or churches, was preserved at Westminster. The series of feet of fines is far from complete. It is doubtful whether all concords were made in triplicate even in Richard I's later years. Moreover, time has dealt hardly with some of the feet of fines that have come down to us. Nevertheless in these documents, the date and place at which the fine was levied, and the names of the presiding justices, are always given. And since very many final concords were levied before the justices itinerant, this series of documents is of the utmost value for fixing the dates when the justices whose names the pipe rolls record visited the shires in the reigns of Richard I and John.

Both the ministers of Richard I and king John himself tried to keep pace with the demand for judicial visitations. There seems to have been a serious attempt to send a body of justices to hear all pleas at least once in every four years. In Richard's reign, 1194 and 1198 are the great years, although a single year did not at this time suffice for a judicial visitation of the whole country. An eyre took at least two years. Between the great eyres, bodies of justices can be seen travelling through the shires, as if to clear up the outstanding business remaining over from the previous eyre. Geoffrey fitz Peter led the justices who visited Lincolnshire in the earlier of these two eyres. In the second eyre, Philip of Poitou, bishop-elect of Durham, and Hugh Bardolf were the chief among the judges. References to both these eyres appear in the roll of proceedings in 1202, printed in this book, although it is uncertain whether some of the references to Geoffrey fitz Peter's work at Lincoln

may not relate to visits which he is known to have made there in November 1200 and in the following January (*Pect of Fines*, 127/2, nos. 9, 10, 18).

Of the known surviving records of proceedings before itinerant justices in Richard's reign, two have been printed by the Pipe Roll Society, one, the Wiltshire roll from the eyre of 1194, the other, an imperfect roll recording pleas of Buckinghamshire and Bedfordshire in the autumn of 1195. The Record Commissioners in 1835 published two more rolls, both belonging to one eyre, that of Richard's tenth year, in the counties of Hertford, Essex, and Middlesex. Unless further discoveries are made among the undated rolls and uncalendared fragments at the Public Record Office, there remains to be printed of the surviving eyre rolls of this reign only two fragments from the Norfolk eyre of 1198 (*Assize Roll* no. 599, m. 1; and *Curia Regis Roll* no. 30, m. 14).

From John's reign more rolls survive. In his first year, a party of justices, of whom Simon of Pattishall was one, visited Staffordshire and the neighbouring counties. The Staffordshire roll is printed in full in the third volume of the Salt Society's publications (*Assize Roll* no. 800). The record of proceedings before Simon and his fellow justices in the south-western counties in 1201 has been preserved. The Somerset Record Society has published in English the Somerset cases from this roll (*Assize Roll* no. 1171). In 1202, Simon was chief of a party of judges who sat at Lincoln, Leicester, Coventry, Northampton, Bedford, and Dunstaple. The two Lincoln rolls of this eyre are printed in this book (*Assize Rolls* nos. 478, 479). The Northampton roll will shortly be published by the Northamptonshire Record Society (*Assize Roll* no. 613), and the Bedfordshire Historical Record Society has already published the Bedford roll (*Assize Roll* no. 1). In the next year, Simon was again at Northampton, and a fragment of the record of proceedings before him survives (*Assize Roll* no. 817). It will be printed with the Northampton roll of 1202. From Northampton Simon appears to have gone west. The Staffordshire roll of proceedings before him and other judges in 1203 (*Assize Roll* no. 799) is printed in the same volume with the Staffordshire roll of 1199 (Salt Soc., vol. iii). The Shropshire roll of the same eyre (*Assize Roll* no. 732) has not yet been printed. Early in 1204, Geoffrey fitz Peter, Simon of Pattishall, and other judges, sat at York. They were there from 14 to 28 February, at least. The king himself was at York from 21 February until 2 March. From York John passed through Nottingham to Lichfield and on to Bridgnorth. He was at Lichfield from 7 to 11 March, and at Bridgnorth from 13 to 15 March. The first five membranes of *Assize Roll* no. 1039, from which only the Yorkshire cases have been printed, and that in English, is the fragmentary record of proceedings before those justices and the king at York, and before the king at Lichfield and Bridgnorth. The remainder of the roll appears to be some part of the record of the pleas of the crown before Adam de Port, Simon of Pattishall, and other judges visiting Yorkshire in John's tenth year. In 1206, John's eighth year, Simon of Pattishall with two companions visited East Anglia and Lincoln. Sewn up with the fragment of the

proceedings at Northampton in 1203 are three membranes recording judicial business at St. Edmundsbury and Ipswich (*Assize Roll* no. 817, mm. 5, 6, and 7). They are undated, and the ordinary methods of dating rolls produce no certain results. It is however clear from internal evidence that they belong to Simon's visit to East Anglia in 1206.<sup>1</sup> The roll of proceedings before Simon at Lincoln at this time is printed in this book (*Assize Roll* no. 480). The last eyre of the reign in the eastern counties occurred in 1208. An incomplete record of the business then done in Norfolk is preserved in *Assize Roll* no. 558. It is as yet unpublished, but the Lincoln cases recorded in it are the last pleas printed in this volume. Simon, for once, was not among the judges. Sewn up with other membranes which record business at Westminster are six membranes containing proceedings before justices who had been on eyre in East Anglia in 1202, and had returned to Westminster.<sup>2</sup> They sat there apart from the other judges, and were occupied in clearing off the arrears of East Anglian business. Finally, the undated roll of pleas of the crown for Yorkshire, which is at present assigned to John's reign in the Public Record Office calendar, really belongs to the third year of the reign of his son (*Assize Roll* no. 1053). The preservation of these particular rolls, where so many have perished, suggests contemporary respect for Simon of Pattishall.

These rolls and fragments of rolls are but a very small part of the mass of judicial records that must have accumulated during John's reign. When the justices returned from their eyre, the author of the *Dialogus de Scaccario* tells that they gave the rolls to the treasurer in the presence of all, the Exchequer being in session: "Let the judges take care that they deliver the rolls to the treasurer correct and in order, for it is not allowed even to the judges to change one iota after the rolls have been given in, even though all the judges agree therein." He goes on to describe how the sums due to the king are entered under their proper counties on the pipe roll for the year under the judges' names. He says also that if the judges have entered on their roll a larger sum than that which the debtor owes to the king, the amount will be demanded from the judges themselves. "The justices are allowed time for corrections and they know the law." It is probable that so few rolls have survived from the reigns of Henry II and his sons because the treasurer and others responsible for their custody had little interest in the rolls themselves, apart from the amercements. At this early date, judges were not bound in their decisions by precedent. It was they who were painfully creating common law. Every form of action was so

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<sup>1</sup> It is evident that the roll is a record not of an *iter ad omnia placita* but of judges acting under a more limited commission (*see below*). The roll is of the same nature as that of the proceedings at Lincoln in 1206. Both in 1202 and in 1208, the only other judicial visits to East Anglia, the judges took all manner of pleas. In one case, in mem. 5, reference is made to a plea heard before the justices 'last travelling in these parts, namely master G. and his fellows'—that is the eyre of Godfrey de Insula in 1202. In addition, M. the clerk, attorned by the prior of Castle Acre in the same case, must have been Martin of Pattishall, Simon's clerk. Martin's presence implies Simon's.

<sup>2</sup> *Curia Regis Roll*, no. 28, mm. 1-6. I am indebted for this reference to Mr C. T. Flower.

new that questions that arose in the pleadings had to be settled by the justices themselves without help from previous decisions. If they felt themselves unable to decide they could adjourn the case for the consideration of the chief justiciar.<sup>1</sup>

Although the rolls of the justices were not at this date regarded as recording precedents for future judges, it must have been necessary to keep them, and it may have been necessary to refer to them, for some years at least. Judges sometimes needed to refer to the previous record of a suit not yet concluded before them. Litigants often vouched the rolls and records of the justices to bear out statements of fact made in the course of pleading (*Cur. Reg. Rolls*, i, 177, 181, 402, 408, 418). This seems to have been more the practice at Westminster than in the courts of the itinerant justices. The recently published volume of *Curia Regis Rolls* contains several cases in which parties appeal to the rolls and records, though in only one case is it stated that the rolls have actually been searched (*ibid.*, 408). It seems, however, to have been immaterial whether the litigant vouched the justices or their rolls. And when he vouches the record of the justices, it is not always possible to decide whether he wishes to vouch the rolls of the justices or a record which they have made or will make of his individual case. At Lincoln in 1202, Alexander of Pointon complains that William Brito has received more land than was adjudged to him in the suit between them heard before Geoffrey fitz Peter, but it is to Geoffrey fitz Peter that reference is made, not to his roll (263). When Christina appealed two men of the death of her husband and it was uncertain whether she had previously made and retracted an appeal before Geoffrey fitz Peter, he is again consulted, not his roll (922). It is probable that if the justices were alive before whom the case was heard the litigant would cite them. The judge could then refresh his memory by referring to the roll. In 1203, a litigant at Northampton referred to a case heard "in the court of the lord king in the time of king Henry before Sir H. archbishop of Canterbury, then dean of York, and before Osbert fitz Hervey and master Godfrey de Insula, who are alive, and before other justices who are dead. And he thereupon vouches the king's court and the aforesaid justices to warranty" (*Assize Roll* no. 817, m. 1). On the other hand there is evidence that justices itinerant carried with them rolls of previous eyres. It is, for instance, highly significant that Norfolk amercements of 1206 appear on a Northampton eyre roll of 1203. But it was for the facts which they recorded, rather than for the points of law which they discussed, that the assize rolls of John's reign were valued by his justices.

If the rolls were regarded in this way in John's day, it is highly probable that some at least of the lost rolls had disappeared before the close of the thirteenth century. Of the assize rolls which still exist, all but one are records of proceedings before parties of judges of whom Simon of Pattishall was one. This cannot be due to chance. Someone must have regarded Simon's judgements as more valuable than those

<sup>1</sup> The fact that when the rolls were called in in Henry III's reign, no mention was made of any rolls prior to the beginning of his reign, is additional proof that the rolls of John's reign were regarded as of less importance.

of other judges of his time. It is suggestive that the Martin of Pattishall who in 1202 was a clerk, and a clerk of Simon, was the future judge of that name, the judge whom Bracton revered as his master. That Martin had something to do with the preservation of his kinsman and patron's rolls cannot be proved, but is at least probable. Simon's rolls may well have been more worth preserving than the rolls of many other judges. In these Lincoln rolls are several statements of law that must have come from a professional lawyer: "It is considered that because a bastard can have no heir except born of his flesh, the assize stand over" (404). "A woman has no appeal against anyone save for the death of her husband or of rape" (690). "It is not lawful for anyone appealed of the king's peace to go out of the land before he has been before the judges skilled in the law" (764). "The shire cannot gainsay the coroners and jurors who have said their say upon their oath" (811). "Duel may not be made touching dower" (513). "Pledge does not break seisin" (426). Such legal generalities are not frequent. They suggest that there were some judges keenly interested in law, judges whose work bridges the gulf between Glanville and Bracton. With the death of John a change seems to come. When the rolls begin again in Henry III's reign, they are fuller, there is more pleading to record. A new spirit pervades them. The roll of civil pleas heard at Lincoln in Henry III's third year (*Assize Roll* no. 481) is three times as bulky as that heard at Lincoln in the fourth year of his father's reign.

Among the five justices who visited Lincolnshire in 1202 were representatives of most social classes from which royal officials were drawn in the early thirteenth century. Simon of Pattishall, who led the party, took his name from the Northamptonshire village of Pattishall. Dr Farrer suggests that there may have been a family of hereditary rural deans there; from it Simon may have sprung. Of obscure origin, he made his way by his meritorious service of the king, and founded a family. Simon received the sherifffdom of Northamptonshire in the sixth year of Richard's reign, in succession to Geoffrey fitz Peter. He held that office till the fifth year of John's reign. His first appearance as a judge is in 1191, and in the same year he received the custody of the castle of Northampton. From that year till the end of John's reign he is constantly acting as a judge, now in one part of the country, now in another, and returning from each eyre to sit at Westminster, or going to join the king himself. During the later part of the reign there were no eyres, but the king was travelling rapidly over the country administering justice. With him as a rule went several justices, chief of whom was Simon. It is clear that he was reputed a great judge. Matthew Paris speaks of him as one 'who at one time held the reins of the whole kingdom.' Indeed, after Geoffrey fitz Peter's death in 1213, Simon must have been not only the senior justice, but almost the only judge with a long judicial career behind him. Geoffrey's successor as Justiciar, Peter des Roches, was no judge, though no one would dispute his ability. Simon's position in the closing years of the reign is analogous to that of Richard Basset under Henry I and that of Martin of Pattishall in the early years of Henry III. It is just possible that disappointment at what he may have felt to be lack of recognition—for he held no great

office of state—may have led Simon to form relations with the rebellious barons. It is certain that John for a time confiscated his lands. Be that as it may, Simon was soon reconciled to the king, though he appears no more as a judge, and was probably dead before the second year of Henry III's reign. His son Hugh was a judge, who became bishop of Coventry and Lichfield in 1240, and the family which Simon founded maintained its prosperity throughout the middle ages.

The Pontefract Cartulary gives the proof, which Foss wanted but could not find, that Eustace of Fauconberg, the second among the judges at Lincoln in 1202, was a member of the Yorkshire baronial family of that name. His father was Peter, son of Agnes de Arches by her second husband, Robert de Fauconberg. Eustace is not mentioned in the charter by which Peter grants to Saint John of Pontefract half the church of Catwick for the health of his sons, William, Walter, and Stephen (*Pontefract Cartulary*, ii, 550). This charter can be dated near to the year 1160, for John son of Letold, afterwards archdeacon of the West Riding, witnesses the charter, but not as archdeacon. The date when he became archdeacon is unknown, but his predecessor was still archdeacon in 1166, and his successor was dead in 1176 (*ibid.*, i, 57). That Eustace is not mentioned in this charter proves that he was not born at the time. Peter's eldest son can have left no male heir, for his second son, Walter, seems to have succeeded him. Walter's son and successor was Peter. After examining the charters of his ancestors, Peter renounced to Saint John of Pontefract all the right which he claimed in the church of Catwick, to which the prior and monks last presented his uncle, Sir Eustace de Fauconberg (*ibid.*, i, 551). Eustace must therefore have been Peter's father's brother, and must have been born after, but possibly not long after, 1166. It is not till the first year of John's reign that Eustace appears as a judge, but from the time of his first appearance he is constantly employed in that capacity. He was however not exclusively a judge. In 1204 he was sent by John on an embassy to the French court, and again he was sent there by Henry III in 1223 and 1225. Early in Henry III's reign he became treasurer, and thereafter had little time for judicial duties. In 1221 his labours were rewarded by his appointment to the bishopric of London, which he held together with the treasurership till his death in October, 1228.

Simon and Eustace, though of different birth, were alike at least in training. Both were *curiales*, men whose life was spent in the service of the king and the court. Richard Malebisse and Alexander of Pointon were men of a different stamp. Richard's qualifications to act as a royal judge do not seem to have been high. But every man of his rank had his own court of justice for his men, so that the anomaly of appointing as judges men like Richard was not as glaring as it might appear. He was however rarely employed in judicial work. In Henry II's reign he sat at Northampton in 1183, the last named of the judges (*Final Concords*, ii, 308). He incurred forfeiture of his lands twice in Richard's reign. He was concerned in the massacre of the Jews at York, and paid twenty marks to recover his lands till the king returned to England. In Richard's sixth year he paid three hundred marks to recover his lands, forfeited because of his support of John count of Mortain, afterwards



king of England. His name appears last of those whom the Pope excommunicated for sharing in the expulsion of William de Longchamp, bishop of Ely, from England. Among those who were also excommunicated were Walter of Coutances, archbishop of Rouen, Godfrey bishop of Winchester, Hugh de Nunant bishop of Coventry and Lichfield, Geoffrey fitz Peter, and Gerard de Camville. Richard is found in good company. He assisted at the assessment of a talliage in Yorkshire in 1201. In John's reign he received the custody of the castle of Wheldrake. He was keeper of the forests of Galtres, Derwent, and Wheldrake. In the sixth year of John's reign he paid five pounds to recover his lands, seized for negligence in the keeping of the forest of Galtres. In 1209 he died. He was probably the oldest of the judges at Lincoln in 1202. Like so many Yorkshire families, that of Malebisse was closely connected with Lincolnshire. Mavis Enderby in this county preserves the name of Malebisse (1028). William Malebisse, who appears in case 186 as a knight, held land there in 1202. Richard himself founded the abbey of Newbo, near Grantham, and gave it the church of Acaster Malbis in Yorkshire.

Henry of Northampton, fourth among the judges at Lincoln in 1202, is interesting as an example of the civil servant of those days who, after a long life spent in obscure but useful labour, retired at last to a dignified but un lucrative office in the church. Henry was the son of Peter of Northampton, who was probably of the rich burgess class, for Henry held land and houses in Northampton. He received the church of Saint Peter there by charter of Henry, prior of St. Andrew's, Northampton, at the very considerable yearly rent of four pounds (*Harl. Chart.*, 44 H 3). He had interest in other land in the town and shire of Northampton. In 1202, he secured a mill in Harpole and meadow in Northampton by final concord with Bartholomew son of Peter of Harpole (*Fcet of Fines*, 171/7, no. 87). In John's sixth year, he was party to a fine by which the advowson of the church of West Wardon passed to Wiscard Leidet and Margery his wife (*Ibid.*, 171/11, no. 187). Henry's first appearance was at a dramatic moment in English history. After Becket's murder, he was one of the clerks who accompanied the mission sent by Henry II to the Pope to appeal against the interdict which followed. It was possibly as a reward for this service that he received the prebend of Kentish Town in St. Paul's cathedral, which, as Master Henry of Northampton, he was already holding at the end of 1178 (*Ancient Charters*, P. R. S., 75). In 1181, as canon of St. Paul's, he assisted Ralf de Diceto, dean and historian, to compile his famous *Domesday of St. Paul's* (ed. Camden Soc., p. 109). Henry rarely sat as judge. In the last year of Henry II, he appears as the last of the six justices who went on circuit through ten midland shires, Lincolnshire among them. In 1203, again with Simon of Pattishall, he sat at Northampton. In 1208, he was again among the judges who visited the midlands. In John's sixth, seventh, and eighth years, he was associated with Robert de Saucey in the sheriffdom of Northampton. The prebend of Kentish Town was not a great reward; Henry seems to have had no other. For a time in 1215 he lost his land and houses in Northampton on suspicion of disloyalty. Within the precincts of St. Paul's he founded a hospital for

his soul's health, giving his mansion house and the court adjoining it for the dwelling-house of poor people (Newcourt, *Repertorium*, i, 169).

Alexander of Pointon, the fifth of the judges, came of a knightly family from the Lincolnshire village of his name. He was son of Alfred of Pointon, son of Alexander. Of the first Alexander nothing is known. Alfred was steward of Maurice de Craon before 1158 (*Danclaw Charters*, p. 106). He was sheriff of Lincolnshire from 1166 to 1167, and was associated with Walter of Grimsby in that office from Easter, 1170, to Michaelmas, 1174. In 1106, he held of Maurice de Craon three knights' fees of the old feoffment and half a knight's fee of the new. Maurice's son, Guy de Craon, confirmed to Alexander of Pointon the stewardship which his father Alfred had held. The Craon family was powerful in Normandy as well as in England. Maurice de Craon was a trusted servant of Henry II in a military rather than administrative capacity. Guy went on crusade with Richard I. As steward of Guy de Craon, Alexander of Pointon would be much concerned in affairs. It is possible that his appointment as judge in 1202 may have been due to his connexion with this family. Alexander is not known to have held land in chief of the king, but in addition to his holding of the Craon fee, he held two knights' fees and a quarter of the honour of Brittany, and under Simon le Bret he held of the same honour the fourth part of Cheshunt in Hertfordshire.<sup>1</sup>

Both in the rolls printed here and in the Lincolnshire assize roll of 3 Henry III, members of the south Lincolnshire family known in Latin as Brito and in French as le Bret appear in opposition to Alexander of Pointon. The *Goxhill Leiger*<sup>2</sup> contains several charters of Simon le Bret granting land in Wrangle to Alexander of Pointon his *nepos*. Simon was still alive in 1206, for his name appears in the list of amercements in the assize roll of that year. He was dead by 1219, leaving as his son and heir another Simon. The second Simon was at odds with Alexander of Pointon in 1219, and it is stated in pleading that Alexander was a son of Simon's father's sister (*Assize Roll*, no. 481, m. 20d). Alfred of Pointon, therefore, had married a sister of Simon le Bret the elder. There seems to have been between the two related families a feud which embraced the men of both. It is possible that the trouble may have arisen from the desire of each to profit from the 'pleas of the port of Wrangle' (*Final Concords*, i, 118). Such pleas would be very lucrative, for the Lincolnshire ports attracted much shipping in those days. In any case, it was probably this feud which led in 1202 to the extraordinary position of a member of the Bench being appealed of robbery. No less than four men, William of Hou, Ralf of Norfolk, Richard son of Baldwin, and Alan of Alverstone, had so appealed Alexander. Very naturally, they did not prosecute their appeals at Lincoln, and their pledges as well as

<sup>1</sup> Alexander or some near kinsman must have given the family name to Pointon Hall in Wrangle parish, where he held much land. In the seventh year of John's reign he gave the king a sore sparrowhawk to obtain a weekly Saturday market at Wrangle.

<sup>2</sup> This convenient name has been given by Canon Foster to the cartulary of the Goxhill family, now preserved among the manuscripts of the Dean and Chapter of Peterborough.

themselves suffered for their unwisdom. If an appellator did not follow up his suit, the men who had agreed to act as his pledges for its prosecution were amerced. The amount of the amercement was generally half a mark, as reference to the list of amercements in this book will show. Of the eight pledges of those who had appealed Alexander, only one escaped with half a mark to pay. Two of them had to pay two marks each. One had to pay twenty, and one thirty shillings. One had to pay three marks. And two, Richard son of Bine and Abraham of the bridge, had to pay four marks each.

The action of the last two men in acting as the pledges of Alan of Alverstone in another suit caused Alexander to complain at Westminster that, although they were his men, they had nevertheless pledged a man against him. Their answer was that they were not the men of Alexander, but of Simon le Bret who had enfeoffed them, that he had attorned them to Alexander for a certain tenement, and that they had done fealty (*fecerunt fidelitatem*) to Alexander, reserving their homage which they owed to Simon. They also said that it was by Simon's command that they had acted as pledges of Alan of Alverstone against Alexander (1230). Both Richard and Abraham had to appear at Westminster in the matter, and paid half a mark for licence of being brought into agreement with Alexander. It is possible that all the appeals to which reference has been made were promoted by Simon le Bret and William le Bret his son.<sup>1</sup> Against William le Bret Alexander complained at Lincoln that he had been given more land than he had recovered by judgement of the court (263). The Pipe Roll of 1202 records that Simon le Bret owed ten marks for the removal to Westminster of the recognition of novel disseisin which had arisen before the justices itinerant in Lincolnshire between himself and William his son, on the one hand, and Alexander of Pointon on the other. A later entry on the same roll records that William Brito owes ten marks to have the assize between himself and Simon Brito and Alexander of Pointon taken at Northampton before Geoffrey fitz Peter.<sup>2</sup> The former entry seems to suggest that Simon hoped to obtain an impartial judgement at Westminster. The latter may perhaps imply that the case would not have been heard at Westminster until Alexander, accompanying his fellow justices, had come there to sit for a time to finish matters postponed from the eyre, and that therefore his opponents sought the safety of a hearing before the chief judge in the land.

These were not the only people with whom Alexander was at odds in 1202. He made an agreement by final concord with William son of Robert touching half a bovat in Butterwick (139), and a plea between Alexander and Alard Ruffus was put off from Northampton to Dunstaple and from there to Westminster for default of recognitors. It would, in fact, appear that Alexander cannot have brought to the discharge of his judicial duties the pellucid clarity of an untroubled mind.

The roll of 1206, printed in this book, reveals Alexander as the tenant in four cases of novel disseisin (1411—1414). The occasion of all is the same. Alexander has been attempting enclosure in the marsh

<sup>1</sup> The relationship is proved by an entry in *Rotuli de Oblatis et Finibus*, p. 177.

<sup>2</sup> Geoffrey fitz Peter was at Northampton in July 1203.

of Wrangle, and two writs are brought against him by individuals, and two others by groups of Wrangle men, to recover their rights of common, and to prove that Alexander has only a right of way over the marsh. Among Alexander's twelve opponents are Simon le Bret the younger, Abraham of the bridge, and Richard son of Bine. Of Alexander's later career little can at present be said, for most of the records which might yield information about it are still unpublished. He was sheriff of Lincolnshire in 1213, but in 1215 he joined the barons against the king. He was taken prisoner at Rochester castle in December 1215. He was released in the following July, although he did not regain possession of his lands until the second year of Henry III's reign. When, after the war, the judges were at Lincoln in 1219, he appeared before them in the character of tenant in several recognitions of novel disseisin.<sup>1</sup> He was still alive in 1234, but had died before 1242 (*Final Concords*, i, pp. 289, 340). In 1202, he must have been a young judge.

In view of the diverse qualifications of these judges it is doubtful whether all can have borne an equal part in the administration of justice. Of this and other details of procedure, the order of business and cases, the method of writing the roll, in the early years of the thirteenth century little is, and probably little can be, known. But a detailed examination of the surviving records of the royal courts of justice may perhaps cast a little dim light on the darkness which hides a time of rapid development. The record of proceedings at Lincoln in 1202 is preserved in the two rolls printed in this book and numbered in the Public Record Office calendar *Assize Rolls* nos. 478 and 479. Roll no. 478 is the record of the civil pleas, and seems to be complete except for the essoins or excuses for non-attendance. It consists of ten sheets or membranes, approximately twenty to twenty-seven inches in length and seven in breadth. The membranes are written on both sides and sewn together at the top. Roll no. 479, the record of the pleas of the crown, consists of twelve similar membranes, of which the last three and a half are taken up with the list of amercements. Consisting, for the more part, of notes taken in court, the record is written in the cursive hand of the day, which contrasts most unfavourably with the hand of the Pipe Rolls, Charters, and Final Concords. Documents belonging to these classes were meant to be records for all time, and were accordingly written in the clear, fair, court hand. Of the three, the final concords are the least well written, probably because they had to be done quickly—there were always so many to be written. The fact that the plea rolls of John's reign are carelessly written is additional proof that those to whom the rolls were handed were preoccupied with their financial aspect. In the rolls of Henry III's reign the cases are as a rule well spaced out upon the membrane; the writing is better; there are fewer cancellations and corrections. One reason for this is that the rolls of John's reign are records actually made in court. In Henry III's, the appearance of

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<sup>1</sup> The very interesting unpublished roll of this eyre was used and annotated by Bracton. One of the cases to which Alexander of Pointon was a party attracted the especial attention of this great lawyer, for he wrote *Mirum* on the margin of the roll (*Assize Roll* no. 481, m. 6).

the rolls suggests that notes were taken in court, and the roll was written up afterwards.

The writing of the early rolls is violently contracted. *Assisa venit recognitura* is always represented by *ass. ven. rec.* *Assisa de morte antecessoris* appears as *ass. de m. ant.* *Pl'* represents both *plegius* and *placitum*. In Roll no. 479 it is difficult to tell whether the clerk wished *appellat* or *appellauit* to be read. He rarely writes more than *appell'*, and if he does write the word in full, he writes sometimes the present tense and sometimes the past. It is doubtful if any reason lies behind this variation, although *appell'* is here generally extended to *appellauit* when the suit has not been prosecuted. *Etc.* cuts short much common form. Corrections are frequent. Often they are doubtless due to the blunders of an overworked clerk. Often they are due to a desire to represent unfamiliar names with accuracy. And it is certain that some, and probable that many, corrections may have been made by the justices in the time allowed them to read through the rolls. The marginal note to case 581 stating that the parties have come elsewhere, and that the amercement ought therefore to be cancelled, is said to have been done 'through Master Eustace.' He must also have authorised the note to the next case, 'Ralf essoined himself, but we were deceived and therefore he is pardoned.' The note to case 684, *Per H. filium P.*, indicates that Henry of Northampton authorised the cancellation of William Burdun's amercement for tumult. In the list of amercements it is noted in the margin that the half mark at which Hugh of Ingham had been amerced 'is pardoned by the petition of Richard Malebisse' (1040). *E. de F'* in the margin means that Eustace was responsible for crossing through the record of Walter Luvet's amercement (1047).

The clerk generally wrote consecutively from front to back of each membrane; but if the day's proceedings came to an end leaving a blank at the bottom of the membrane, the clerk of the next morning would generally begin a new day with a clean sheet. The odd space generally proved useful later on, if only to contain a note of a payment due to the king. The back of membrane six had been left entirely blank at Lincoln, and the back of membrane five had only a few cases entered on it. Therefore the back of membrane six was used for Lincoln cases heard at Leicester, and the remainder of the back of membrane five was used for Lincoln cases heard at Coventry. In this edition, these cases have been printed at the end of the roll of civil pleas heard at Lincoln. There was, apparently, no generally accepted spelling of certain legal words of common use. The clerk who wrote the greater part of Roll no. 478 spells *seisina* with an *e*, but the clerks of both membranes three and the back of four like to spell it with an *a*. *Essonia* is generally spelt with a double *s*, but the clerk of membrane 4d. prefers only one *s*. In Roll no. 479, the clerk of membrane 1d. consistently spells *appellare* with one *p*, although the general spelling is with a double *p*. The spelling of the roll has been followed throughout this edition. No attempt has been made to normalize, so that *dies* appears now as a masculine, now as a feminine noun; *juratores* is spelt now with an *i*, now with a *j*. *Petiit* is sometimes printed *peciit* because that is the spelling on the roll. Where the clerk uses *u* in words nowadays spelt

with *n*, the *n* has been kept. The stops of the roll have been reproduced, except where they merely indicate an abbreviation that has been extended. This practice may to some appear pedantic, but the cursive hand of the rolls not only preserves the precious fragments of early law, it is modern handwriting in the making, and from it we may hear faint echoes of our ancestors' speech.

The appearance of the roll suggests that when the entry was a short one the clerk wrote in court only so much as was necessary to enable him to fill in the remainder later. Moreover, it seems to have been thought desirable to have, if possible, only one entry describing all the proceedings in a suit. Hence room was left on the roll after the record of the first hearing to contain the concluding sentences. When the case was simply adjourned till the next day, *cras* was written in the margin, and further proceedings were written in the space left for them. Sometimes that space was used, not for the purpose for which it was originally intended, but for the entry of short notes upon the roll, such as attornments, or offers of money to the king to buy special privileges (47, 48, 49). An attempt has been made to indicate where the clerk has left room for additions. Too little space was sometimes left, so that the final words have to be crowded in a way which makes them very difficult to read. When in a plea of the crown the ordeal was adjudged, its issue had to be inserted, as it might mean profit to the king. William of Lusby, being accused and suspected of burglary, went to the ordeal of water. Apparently he failed in it, though of that there is no mention. There was barely room for the essential facts that William's chattels were six marks and ten shillings, for which Walter of Coventry must answer. The further and equally essential fact that Walter Bec gives half a mark to have the custody of William's bovate of land during the year for which custom and law allowed it to remain in the king's hand, has to be entered between the lines of the next case (558d).

An eyre was not planned in detail before it was begun. In 1221, for instance, the king's writ was sent to the sheriff of the western counties which the judges were to visit, announcing their coming, and commanding that all who ought to be before them should be summoned. In the writ to the sheriff of Worcester alone was a date for the session given. The eyre was to be opened in Worcester and the judges were left to settle the dates at which other places should be visited. From the dates in the final concords made before the judges in 1202 at Lincoln, Leicester, Coventry, Northampton, Bedford, and Dunstaple, it is possible to construct a precise itinerary of the eyre. The accompanying table is an attempt to set out the dates at which final concords prove the judges to have been at each place. Only one fine was levied at Lincoln on 17 June, the day when the session opened there. The proceedings preliminary to that fine are entered on roll 478, membrane 1.<sup>1</sup> It will be seen that fines were levied at Lincoln on almost every day from 17 June to 3 July. The greater number of fines levied there were however made on two days, 6 July and 13 July, and between those dates none were made.

<sup>1</sup> The references to the fines from which these dates have been derived have not been inserted, but the dates themselves have been many times checked to ensure accuracy.

## NOVEMBER

S	T	W	Th.	F	S	I	I	2	Fines, Dunstable
S	2						3		
M	3						4		
T	4						5		
W	5						6		
Th.	6						7		
F	7						8		
S	8						9		
S	9						10		
M	10						11		
T	11						12		Fines, Westminster
W	12						13		
Th.	13						14		
F	14						15		
S	15						16		
S	16						17		
M	17	Fine, Lincoln					18		
T	18						19		
W	19	Fines, "					20		
Th.	20	"					21		
F	21	"					22		
S	22	"					23		
S	23	"					24		
M	24						25		
T	25	"					26		
W	26	"					27		
Th.	27	"					28		
F	28	"					29		
S	29	"					30		
S	30	"							





From the evidence of the fines it would appear that the judges spent a short time only at Leicester, from 23 July to 29 July. Fines were levied there on every one of those days except 27 July. Their visit to Coventry also does not appear to have been a long one. Fines were made there on every day from 31 July to 7 August, with the exception of 3 and 4 August. The Northampton session is far longer. Fines were made on two days in the middle of August, the 13th and 14th of that month, from which time to the middle of September nothing seems to have been done. The judges were presumably enjoying a much needed vacation. They began work again on 15 September at Northampton, and fines were made there on every day from 16 September to 1 October. The justices must have been due at Bedford early in October, for fines were made before them there on 3 October, and from there they returned to Northampton for the two days 18 and 19 October, when fines were made there. On the 20 October they were back at Bedford, where they presided at the levying of fines on 20, 24, 26, and 27 of that month. Northampton and Bedford are about eighteen miles apart, so that to take pleas in one place and ride to the other to take pleas on the following day was easy. Similarly, it was easy for the judges to take pleas at Bedford on 27 October and ride to Dunstable, nineteen miles away, to take pleas on the same day. At Dunstable, fines were made on 27, 30, and 31 October, and on every day from 2 to 7 November. On 12 November the judges were back at Westminster. A comparison of these dates with the dates recorded in the headings to the surviving rolls of the 1202 eyre in these counties and in the notes of adjournments on the rolls, and a careful examination of the arrangement of the rolls leads to interesting conclusions as to the way in which business was conducted. It suggests in the first place that for purely formal business such as hearing essoins or postponing cases till the judges should arrive a clerk must have sufficed. It also suggests that for the purpose of expediting business the different members of the party of judges must have held contemporaneous sessions.

If the chief justiciar knew, as he must have done, how many writs had been issued authorising civil cases to appear before the itinerant judges, that was probably the extent of his knowledge. More evidence of the amount of business that the justices might expect to find existed in the rolls of the sheriff and the coroners. Possibly, just as sheriffs in Henry III's reign wrote and told the justiciar that the gaols were full and a judicial visit was needed, so the sheriffs of John's reign wrote to tell Geoffrey fitz Peter of the state of their shire. The justiciar can have had no knowledge of the number of suits that would be begun while the judges were in eyre. The appearance of the judges must have given occasion for many people with grievances to come and complain before the king's representatives. Some of their complaints must have been dismissed, and no entry made of them upon the roll. Some make a brief appearance. Some give occasion for the issue of writs, and the suits thus begun run out their normal course. It is not possible to detect with certainty which cases have arisen in this way while the eyre was in progress, but in Roll no. 478 some eight cases of disseisin since the summons to the eyre are dealt with. There are also various

notes of payments to the king for the benefit of speedy justice on a 'new' writ, and one payment was made for having 'a certain writ in the eyre of the justices.' There were other matters than purely judicial for the judges to settle. The Articles of the Eyre (*see below*) had to be delivered to the jurors of the wapentakes and boroughs, in time for their presentments to be prepared. The judges had to talliage the boroughs. They had to hear essoins before the business could begin. The work of an eyre was of such varied nature that for the bench of judges to partition it among themselves was an obvious course.

In John's reign, the rolls of the central court at Westminster were kept in duplicate, or even in triplicate, although the order of cases on parallel rolls is not always the same. The final concords show that as a rule more judges sat contemporaneously at Westminster to hear cases than went round the country together. There must have been more clerks at Westminster to record proceedings. There is still much work to be done before all is known that can be known of the sessions of this central court of justice. In Henry III's reign, it was customary for each member of the bench of itinerant justices to have a roll kept by his own clerk. From Edward I's reign, for many counties, as many as four duplicate rolls of proceedings survive, representing four judges who sat on the bench. An examination of the surviving rolls of proceedings before itinerant justices in John's reign suggests that this was not the practice in the early years of the century. On the roll recording proceedings in the south-western counties in 1201 before Simon of Pattishall, Eustace of Fauconberg, Stephan de Clay, Richard Flandrensis, and Ralf Morin, occurs a most illuminating note: "Martino clerico domini 'Synonis de Pateshull' tradatur rotulus iste et si non inueniatur tradatur 'Willelmo clerico domini Eustachii de Fauchonberge . et si non inueniatur : tradatur uni clericorum Justiciariorum de banco qui . . . . saluo custodiat et tradat eidem Martino cum illum uiderit 'ex parte Bartholomei clerici Ricardi Flandrensis in . . .'" This note not only proves that each judge had his own clerk at this date, it also suggests that but one roll of proceedings was kept, and that when the session was over it had to be passed round among the judges for their revision. This suggestion is borne out by the Lincoln rolls, on which, as is described above, individual justices authorised the making of corrections.

An analysis of the roll of civil pleas at Lincoln yields further evidence as to the way in which judicial business was conducted in the early thirteenth century. On the first membrane of Roll no. 478 is a heading, written small, *Coram S.* On membrane 7 is a similar heading *Coram E.* Simon of Pattishall, represented by S., was the leader of the judges at Lincoln. Eustace de Fauconberg, represented by E., was the second in judicial rank. These headings suggest that Simon presided over the proceedings recorded in the earlier membranes and that Eustace presided over the business entered on membrane 7 and the later part of the roll. There is nothing in the headings themselves to show whether Simon and Eustace sat concurrently or whether Eustace replaced Simon as presiding judge in the middle of proceedings at Lincoln. An analysis of the business entered on the roll decides this question. If the roll were a record of

business continuously done, the appointment of attorneys would be expected to occur in greatest number on its earlier membranes. Moreover, in adjourning cases, judges would naturally adjourn them to Lincoln if the suit came up for hearing early in the session, and as the time at Lincoln drew on, adjournments would be made to the next stopping place, and towards the end of proceedings at Lincoln, cases would be set down for hearing at a place still further on the judicial journey. Exceptions to this procedure would inevitably occur, as when a party was abroad or sick, but they would remain exceptions to a general practice. They would not affect the initial probability that in a continuous record adjournments to Lincoln would occur most frequently in its earlier sections.

The distribution of attornments and adjournments in Roll no. 478 is far from agreeing with this *a priori* order. The table at the foot of this page<sup>1</sup> represents an attempt to classify the cases of each membrane of Roll no. 478 in accordance with their outcome. It can only be a rough classification, for under finished cases are included such matters as notes of amercement and notes of respite granted on account of foreign service. Nevertheless, it shows a curious and definite division in the roll, coinciding precisely with the occurrence of the heading *Coram E.* In each of the two divisions of the roll, most of the adjournments occur towards the beginning. In each, there is the same tendency to adjourn first to Lincoln, then to Leicester, and then to Coventry. In each, the bulk of the attornments are recorded in the earlier membranes. The table, indeed, entirely bears out the natural interpretation of the two headings, that Simon and Eustace held concurrent courts in order to expedite business. The interpretation is confirmed by an examination

1	Membranes	Finished cases	Attornments	Adjournments to—						
				Lincoln	Leicester	Coventry	Northampton	Bedford	Westminster	
	I	...	15	...	20	...	...	...	...	...
	Id.	...	18	...	5	...	I	...	...	2
	2	...	15	...	24	...	I	...	...	I
	2d.	...	19	...	2	...	...	...	...	I
	3	...	19	...	...	2	...	...	...	...
	3d.	...	25	...	3	...	...	...	...	I
	4	...	18	...	I	...	3	...	...	2
	4d.	...	9	...	I	...	7	...	...	3
	5	...	18	...	...	...	5	...	...	I
	5d.	...	3	...	...	...	I	...	...	4
	6	...	9	...	...	...	5	...	...	...
	7	...	11	...	5	...	5	...	I	...
	7d.	...	24	...	...	...	3	...	...	I
	8	...	19	...	3	...	...	...	...	I
	8d.	...	22	...	...	...	2	...	...	5
	9	...	22	...	3	...	...	2	...	I
	9d.	...	23	...	I	...	...	2	...	I
	10	...	24	...	...	...	4	...	...	...
	10d.	...	15	...	...	...	...	...	...	3

of the dates, as well as the places, to which cases are adjourned. In three cases entered on the front of membrane 7, headed *Coram E.*, the tenant has not appeared on the fourth day after that for which he was summoned (284, 290, 292). In such a case, the law was that the tenant, if he had been properly summoned at first, should be given another day, at an interval of fifteen days at least, on which to appear in court. In each of these three cases, the tenant was given a day on 3 July. He must therefore have failed to appear in court fifteen days at least previously, that is, on 19 June or some earlier day. As according to the heading of membrane 1, proceedings at Lincoln only began on 17 June, the entry of the tenants' defaults on membrane 7 must have been made within two days of the opening of the session. This case alone would show that membrane 7, with its heading *Coram E.*, contains the record of suits heard very early in the course of business at Lincoln. It is supported by the converse evidence of a late date for the proceedings on membrane 5d. John of Langtoft and Robert of Haceby had concluded a suit by final concord dated 13 July. Case 213, on membrane 5d., records the proceedings on the day when the chirographs should have been received by the parties, that is the date given in the fine, namely 13 July. Robert did not appear, and the sheriff was therefore ordered to have his body at Lincoln on 'Thursday,' presumably the next Thursday, 16 July, in the judges' last week at Lincoln.

It is probable also that the pleas of the crown were not left till the end of the civil business but were heard concurrently with it. The civil business dragged on throughout the judges' stay at Lincoln, although there is not sufficient evidence to show that civil cases were taken on each day. The roll of pleas of the crown bears no initial heading of date. The postponement of two criminal cases, one to 7 July and one to 9 July at Lincoln, shows that the crown pleas were being heard very early in July. Moreover, entries belonging properly to one roll sometimes appear on the other, or even on both rolls. The note of the adjournment of a suit, to which Robert de Ros was a party, appears on the first membrane of both Roll no. 478 and Roll no. 479 (2, 524). A much corrected version of the verdict of the knights in the enquiry into the king's rights in Thornholme priory is entered on the bottom of membrane 1 of Roll no. 479 (570). The full report of the enquiry appears on the first membrane of the civil roll (38). Case 45, in the civil roll, is the entry of the fact that certain parties in a plea of the crown are allowed to compromise their plea. On the roll of pleas of the crown is entered a note to the effect that the prior of Stixwold and the abbot of Kirkstead have licence to come to an agreement (605). The presentment of the jurors of Aveland wapentake that Roger the fat who held nine bovates of the King in Haconby had died, and that he only held one waste messuage in his own hand at the time of his death, is entered on Roll no. 479 (759). The tenants of Roger's land were then ordered to produce their charters at Lincoln. When they came, their appearance and charters were recorded on the civil roll.

It is unfortunate that the rolls of proceedings at Leicester and Coventry have not survived. Probably, like the Bedford roll, they

were small. The judges made a short stay at either place, and many cases must have been transferred from them to Northampton. The Northampton roll (*Assize Roll* no. 613) has at some time suffered much ill usage. The bottoms of many membranes are torn or cut off, and the edges of the roll have often perished. Nevertheless, damaged as it is, the roll shows that there, too, the judges held contemporaneous sessions. It is evident from the contents of membrane 7 and 7d. of the Northampton roll, which is headed *Residua Placitorum*, that the pleas on that membrane are those heard on or before 13 and 14 August at Northampton. *Residua* may be translated "outstanding," and understood as the pleas which had been appointed to be heard at Northampton in the early part of August, and were outstanding then, to be finished, or adjourned, before the justices separated for the vacation on 14 August. The judges must have begun the August session there as soon as they could reach Northampton from Coventry. In two Lincolnshire cases on this part of the Northampton roll, the suit has to be still further postponed till 15 September, and it is said in the record that the parties had been given a day to be at Northampton in one case on 8 August and in the other on 12 August (1126, 1134). One Leicester suit, entered under this heading on membrane 7, was concluded at Northampton by final concord dated 14 August (*Feet of Fines*, 121/4, no. 100). Another note, on the same membrane, that one Leicestershire man owes another a certain specified rent, must refer to a fine made between them on the same day at Northampton (*Feet of Fines*, 121/3, no. 75). Furthermore, seventeen cases on this membrane were adjourned to be at Northampton on 15 September. It is clear that the membrane headed *Residua Placitorum* is the record of the August session at Northampton.

On 15 September the session reopened, and the Northampton roll contains no less than three headings, which imply that the pleas of the crown, the essoins, and the 'Pleas and Assizes' were heard on this same day. Membranes 1, 2, and 3 are the record of the pleas of the crown; membrane 4 records the essoins, with a second heading; membrane 8 has the full heading giving the names of all the justices. As at Lincoln, the work was apportioned among them. Since the names of all of them appear in every fine of the eyre it is probable that they sat in one hall although the attention of all the judges was not concentrated on one case. There must have been consultation between them over difficult points. The roll of proceedings in the south-western counties (*Assize Roll* no. 1171) in John's third year, and the Norfolk roll (*Assize Roll* no. 558) of his tenth year, show that both these groups of judges also expedited business by a division of labour. Membrane 4 of Roll no. 1171 is said to be proceedings *Coram S. de Pateshull' et E. de Faukenberg et sociis eorum*. Membrane 6 is headed 'Coram Eustacio de Faukenberg.' Membrane 9 records pleas '*capta apud Lanstonam per Ricardum Flandrensem Johannem de Briwes Johannem filium Ricardi*. In the Norfolk roll, four membranes are headed *Coram J. de Poterne*, and three membranes are headed *Coram E. et R.* E. represents Eustace de Fauconberg and R. represents Robert de Aumari.

Many cases were adjourned in this 1202 eyre to places further on

the judges' journey, and to days when it is clear from the evidence of the fines that the judges were not in those places. This fact need not discredit the dates recorded in the roll. The judges cannot have known how long cases would last, and then, as now, men summoned for a particular time must sometimes have been dismissed to a later time. It is certain that judges were at this date accompanied by responsible persons, trained clerks, who would soon act under commissions as justices themselves. Such men could precede the justices to the place of the next session, open the court, receive essoins, and if the parties and recognitors were present, adjourn the cases for a few days till the judges' appearance. It must be remembered that many suits could not go forward on the appointed day because recognitors were absent. It would also be possible for a messenger to take a writ to people summoned for a definite date to put them off to a later date, or to announce a change in the place at which they were to appear. If this were done, the note of the date and place of the next hearing of the suit would not necessarily be altered in the original record. On membranes 2, 3, and 4 of the Lincoln roll are adjournments to Leicester for 18, 21, and 23 July<sup>1</sup>. The judges were certainly at Leicester on, if not before, 23 July. A clerk could easily have been sent to despatch preliminary business there on 18 July. On membranes 7 and 8 are entered adjournments to Leicester for the first four days of August. Several cases thus adjourned were heard at Leicester and the record of the hearing is entered on the back of membrane 6 of the Lincoln civil roll. Although adjourned to the first days of August, these cases must have been heard at Leicester on or before 30 July, for the judges reached Coventry in time for fines to be made before them there on 31 July. None of the adjournments to Coventry was made for an earlier date than 24 July. A clerk could have postponed the hearing of them for the few days between 24 and 31 July.

The Northampton roll offers suggestive evidence that clerks were despatched in this way to receive essoins when the judges could not be present on the day they had appointed. The back of membrane 6 of this roll records the essoins taken at Bedford for the counties of Lincoln, Leicester, Warwick, and Northampton. The bulk of the suits were then adjourned till 20 October at Bedford, when the full session began there. A number of suits had already been adjourned from Northampton till 29 September at Bedford. The object of the flying visit which the fines show the judges made to Bedford on 3 October was probably to despatch some of the business. The fines offer no evidence to fill in the gap between 3 and 18 October. The time was probably spent partly at Bedford and partly at Northampton. There is no section of *Residua Placitorum* in the Bedford roll, but it is highly probable that work of that nature filled the early visit on and about 3 October. There is however the curious fact that in two Lincolnshire cases on the back of membrane 10 in the Northampton roll the parties are given a day at Lincoln on 7 October (1166, 1171). It is possible that the ten civil cases and the five pleas of the crown postponed during this eyre 'unto the coming of the justices' (*in aduentum justic'*) were intended to be heard

<sup>1</sup> An apparent adjournment to 16 July is probably due to the omission of the word *Octabas* by the clerk.

at this time. It is however far more likely that *in aduentum justic'* means when the next party of judges comes round; for it is difficult to believe that Simon and his fellow judges rode back to Lincoln for 7 October. The final concords offer no evidence that judges were at Lincoln in 1202 after the departure of Simon and his fellows in the middle of July. The conclusion of one of the suits postponed to 7 October at Lincoln is recorded on the back of membrane 15 of the Northampton roll (1183). Half way down the same sheet is a marginal note *per magistrum Radulfum de Stokes*. Master Ralf of Stokes was a clerk who already in John's first year was acting as a judge, and in 1202 had been one of a party of justices led by Geoffrey fitz Peter in the south. It is curious that when that party has returned to Westminster by 27 October Ralf is no longer with it. It is possible that he may have been sent to Lincoln at the time when those cases were to be heard.

Throughout the eyre, cases were postponed from the court held by the itinerant justices to be heard before the judges at Westminster. Early in the proceedings it is clear that Simon hoped to have returned to Westminster in time for the Michaelmas term. As time went on, it became evident that the eyre would continue till long past that date, and cases were therefore adjourned to a later time at Westminster. It was not, apparently, thought necessary to warn parties that, although they were due at Westminster, their suits could not be heard there at the day given them. Case 1212 records that Hugh son of Richolf, who had been given a day at Westminster in eight days of Michaelmas before the justices itinerant in Lincolnshire, offers himself against Robert son of John. The justices at Westminster seem to have had no other evidence than Hugh's statement that his case had been adjourned to this time and place—*diem habuit . . . coram justiciariis in partibus illis . . . ut ipse dicit*. Since the justices at Westminster had no record of the course of the suit before Simon and his fellows, Hugh was told that "he might follow the justices if he wished." When, at last, Simon and his fellow judges reached Westminster on their return, they sat together for at least a week, apart from the other justices, to finish the outstanding business of the eyre. Of Hugh's suit there is no further record.

Each party of justices which went out from Westminster received a commission within the limits of which it acted. In John's reign, it seems to have been the general practice when judges visited a shire for some, if not all, of the cases belonging to that region to be adjourned from Westminster to come before the justices itinerant in the state in which they then stood. The surviving evidence proves that at this date the commission took one of two forms. The judges might be empowered to take all manner of pleas, both civil and criminal, and to make various enquiries about matters which concerned the king. This was the commission of an *iter ad omnia placita*. The second form of commission authorised the justices to take 'assizes' and to deliver the gaols.<sup>1</sup> Under such a commission, the judges, apart from such pleas

<sup>1</sup> The justices itinerant in the south-western counties in 1206 are called in final concords relating to land in Wiltshire justices itinerant "ad assisas nove "dissaisine capiendas" (Feet of Fines, 250/3, nos. 19 and 20). These justices must have been acting under a commission similar to that held by Simon and his fellows in the same year (see below).

as were adjourned from Westminster, dealt only with one class of civil litigation, those suits which became known as the possessory assizes.<sup>1</sup> They also dealt with criminals who were awaiting trial in the county gaol, or who ought to have been in gaol if they could have been found, or if they could have been kept when they were found. There is no evidence that in John's reign judges were commissioned, as they were later, merely to take assizes or merely to deliver the gaols. There would not have been a sufficient amount of work in gaol delivery to justify the sending of justices for that alone. In this, as in every other branch of judicial business, the practice in John's reign seems very different from that prevailing in the days of Henry III. In the latter reign, the custom was to commission knights of the shire to deliver the gaols. To despatch one justice to act with knights of the shire was then sufficient. It also became usual in the course of Henry III's reign to issue special commissions to justices to hear individual assizes. Many such records of isolated suits remain in the Public Record Office. For Lincolnshire, the earliest surviving record of this nature relates to a novel disseisin concerning common pasture in Stallingborough in the twentieth year of Edward I. Thousands of similar records must have perished.

Rolls nos. 478 and 479 are the record of proceedings before justices acting in accordance with a commission to take all manner of pleas. The words of the commission issued to Simon and his fellow judges have not been preserved. But their nature may be inferred from the surviving records of the eyre, and from the text of the commissions delivered to the justices in the eyres of 1194 and 1198 and copied by the Northern annalist, Roger of Howden. In 1194, the country had been disturbed by a serious rebellion. John, then count of Mortain, and his adherents had to be punished for it. Those who were responsible for the attacks on the Jews at York and elsewhere had to be fined. The king's rights had the more strictly to be enforced in that they had recently been in danger. Money was urgently needed. In 1198, the country had been reduced to order, and the articles of that eyre are consequently a better parallel to those of 1202 than are those of the earlier year.

The justices in 1198 were to enquire of the pleas of the crown both new and old which had not been disposed of before. They were to hear all recognitions and assizes, both the grand assize touching land to the value of ten pounds and below, and the possessory assizes. Elections of knights to make the grand assize were to be taken before them in obedience to the command of the king or justiciar. These purely judicial matters were part of the common form of the articles of every eyre *ad omnia placita*. The other articles were often of far greater interest to the king, and might be of high importance in administration. Eyres were politically important because during their progress the local administration was overhauled. The freeman of the upland regions could and did express his complaints to the king's representatives (867, 868, 969). Changes could be made at such a time in local administration. Fresh offices could be created, or existing ones made general over the country. It does not appear that any matters of high constitutional importance

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<sup>1</sup> The possessory assizes are discussed below, pp. lxxiv-lxxvii.



were included among the articles of the 1202 eyre. The entries on the roll deal mainly with judicial matters. Other enquiries were made, but the common ending to the verdict of the jurors of the wapentakes is, *De aliis capitulis nil*, implying that, beyond the sordid tale of crime, there was nothing to record.

In 1198, enquiry was to be made touching churches in the king's gift, whether they were vacant or who held them, and of their value; also of the king's escheats and their value; and of the daughters and sons of the king's tenants, who should be in his wardship, and of the value of their land; and of widows, who had not paid the king for leave to re-marry. Enquiry was also to be made of the king's sergeancies, who held them, and their value; and of those who had not compounded for the aid due for the king's ransom. In 1202, many of these points were matters of enquiry. The inquisition into the advowson of the priory of Thornholme cannot be regarded as having been made in accordance with the first of these articles. It seems to have been made by virtue of a special writ from the king to the justiciar (38, 570). The notes touching the honour of Peverel of Dover and the estate of Robert the fat show that escheats were matters of enquiry. The record under Hill wapentake that Eudo de Bavent holds 4 bovates worth 4 shillings a year, by sergeanty in Winceby, shows that the justices were charged to collect information touching sergeancies (592). There seems to be no attempt to record the answers of jurors to questions relating to the king's wards and their marriages, but the marriage of widows in the king's gift was certainly enquired into (548). As in 1198, so in 1202, the arrears of Richard's ransom were still being sought (1064).

Enquiry was to be made in 1198 of usury by Christians, and of the chattels of such usurers as were dead; of all in the king's mercy who had not been amerced; of encroachments on the king's land; of royal ways that had been stopped up; and of treasure trove. No Christian usurers were presented at Lincoln in 1202. Men in the king's mercy were amerced. The verdicts of the jurors contain no entries dealing with encroachments on the king's land or of the stopping up of royal ways. Treasure trove must have been a matter of enquiry in 1202, but the only suggestion of it was the finding of a little tin pot by Sigrida daughter of Rannulf (920). The articles demanding information touching offenders and their harbourers, and fugitives who have returned, were common form. In 1198, enquiry was made of the renewal of weights and measures and ells, and whether the four men appointed in each town to maintain the assize had done their duty, and whether they had attached those who have acted contrary to the assize. They were to be punished as though they had themselves broken the assize if transgressors had not been attached. In 1202, only the assize of wine and its keepers was the subject of presentment, and the wine of those who had broken the assize was, as in 1198, to be seized into the king's hand (890). The verdicts of the jurors make it appear doubtful if any vintners in Lincolnshire had sold their wine as the assize commanded. At Stamford (535), Deeping (675), Wainfleet (549), Welton le Marsh (551), Friskney (551), Bolingbroke (614), Stow St. Mary's (617), Louth (654), Hugh Bardolf's Carlton in Louthesk wapentake (655),

Barton on Humber (864), Fulstow (890), Sleaford (791), Grantham (740), Dry Doddington (784), Fleet, Gedney, Whaplode, Spalding, Holbeach (921), Freiston (971), Boston (972), and Lincoln (1015), vintners are recorded as having fallen into the king's mercy. The keepers of the measures of wine at Stamford, Wainfleet, Louth, Sleaford, and Lincoln, were also amerced. There was no enquiry as to the hides and carucates in 1202 as there had been in 1198. It is probable that some direction similar to that which in 1198 ordered enquiry touching the keepers of the seaports—if they have received anything for which they have not accounted, or received any bribe for withholding the king's rights, or if any unauthorised person has received anything—accounts for the entry under the heading of Bradley wapentake relating to those who have made fine with the sheriff and his officers and with the keepers of ports for leading corn from county to county throughout England (879).

In addition to these headings, the articles of 1202 must have contained several other questions. Enquiry was made as to the chattels of Flemings, who held them, and by what authority. Tolls unjustly levied or increased were to be reported to the justices. Markets held on any other than the accustomed day were to be presented. It is said that the market days at Stamford, Bolingbroke, Sleaford, Edenham, Barton on Humber, and Gedney have been changed. In most cases, the change was from Sunday to a weekday. The judges generally allowed the change, sometimes making the condition that it should not be to the detriment of neighbouring markets. At Gedney there had never been a market. The removal of the market day from Sunday to a weekday may be connected with the preaching of Eustace abbot of Flaye in 1201. Howden, describing how Eustace went from city to city and from place to place to forbid the desecration of Sunday, recounts miracles which followed his preaching: how a Lincolnshire woman, obeying her husband, postponed the baking of the loaves she had prepared until Monday, and coming to the dough found loaves made of it by the divine will and well cooked without an earthly fire. Despite the many miracles with which the teaching of Eustace was illustrated, "the people, fearing royal and human power more than divine power, . . . like dogs returning to their vomit, returned to the holding of markets on Sunday."

In 1206, Simon of Pattishall at the head of a party of judges again visited Lincoln. Accompanied by Humfrey of Bassingbourne, archdeacon of Salisbury, and Richard of Seething, he sat at Lincoln in the last week in August. Fines were made before them there on every day from 22 to 30 August with the exception of the two days, 24 and 29 August. These judges had already visited St. Edmundsbury and Norwich in the early part of the month. They were at Bedford in September. The roll of proceedings before them at Lincoln is printed in this book. Simon's companions on this occasion are two of the more obscure of John's judges. Humfrey seldom appears in the lists of justices in final concords. No ecclesiastical preferment other than the archdeaconry of Salisbury rewarded his labours in the king's service. Richard was one of the king's clerks, and it is evident that he had gained the experience which qualified him to act as a judge by accompanying

itinerant justices as a clerk (see note to case 1348). Richard's surname 'de Seinges' is derived from the name of the Norfolk village of Seething, nine miles south-west of Norwich. The name is unique among English place-names. Further proof that Richard was connected with Seething is supplied by a Norfolk fine to which he was a party concerned with land in the neighbouring village of Woodton (Ekwall, *English Place-Names in -ing*, p. 81. *Feet of Fines*, 153/21, no. 215).

In contrast to the varied business of 1202, the bulk of the cases heard at Lincoln in 1206 by Simon of Pattishall and his fellow judges were assizes of novel disseisin. It is evident that the commission under which these justices acted was of a limited nature. They were probably authorised to hear assizes of novel disseisin and deliver the gaols. Suits outstanding at Westminster also came before them, such as Julian of Swayfield's plea (1348). At least one case of darrein presentment appears before them (1341). There are four entries relating to assizes of mort d'ancestor (1340, 1344, 1351, 1355). Eight cases of dower come up for hearing (1352, 1436, 1441, 1465, 1466, 1468-71, 1501, 1503-4). The judges take the sworn evidence of a body of men as to the doings of William de Ros at a particular time (1368). There are at least nine entries relating to some part of the proceedings leading to a final concord (1318, 1342-3, 1367, 1383, 1445-7, 1462). Four writs of entry brought by the same plaintiff have left traces on the roll (1395-8). The pleas of novel disseisin were heard. The record of all these other suits shows that the entries on the roll are but one instalment of a long story. Sometimes the story had begun long ago, like that of Julian of Swayfield (see note to 1348). Sometimes the entry on the roll tells so little of what the story is, that one forgets that a story lies behind it. It would be interesting to know why the judges took a statement on oath from his neighbours about the way William de Ros spent 24 and 25 July, 1206 (1368).

In addition to delivering the gaols, the judges in 1206 received the appeals (see below, pp. xlix *et seq.*) of individual people touching crimes that had been committed. Any man wishing to appeal another of a crime must do so on the next appearance of royal judges after the commission of the crime. The judges also talliaged the boroughs and manors in the king's hand. Lincoln agreed to pay 400 pounds in two instalments, "and the mayor has the agreement in writing" (1448). The soke of Caistor owed 15 marks for the talliage; the town of Torksey, 40 shillings; the village of Kelsey, 30 shillings; the soke of Waltham, 20 marks; the men of the abbot of Grimsby in Grimsby, 4 marks, and the town of Grimsby, 40 marks (1474). As in 1202, the vintners who had not kept the assize fell into the king's mercy, and again, as in 1202, the king acquired a considerable sum of money from them (1527-1530). In the list of amercements there is also a heading "Amercements touching the pleas of London." It seems probable that the men who come under this heading have fallen into the king's mercy as a result of proceedings at Westminster, and that the judges on coming into Lincolnshire are commissioned to amerce them, to see, that is, that the sums they are to pay to the king are assessed. The work of the judges in 1206 was no less important for the preservation of order

than it had been in 1202, but there were no Articles of the Eyre to be laid before the jurors. There were no solemn verdicts of the jurors of the wapentakes and towns to be recorded. The judges seem to have been commissioned to do the work that lay to hand. They are not seeking occasions.

Lincoln was again visited in the autumn and winter of 1208, and on this occasion by a large company of justices who must have found much to do, since they stayed from 6 October, and probably earlier, until 24 November. No other records than the final concords remain from this eyre in Lincolnshire. But Lincoln cases were adjourned to Norwich and the record of the hearings at that place were entered on the Norfolk roll. Those cases are printed at the end of this book (1540-1557). Among the judges in 1208 was Gerard de Camville, the "sheriff G." of the earlier rolls. William of Huntingfield, another of the judges, held much land in the south of Lincolnshire.

## II.

The court of the justices in 1202 was both the shire court and the king's court. It must have met in Lincoln Castle, and the porch (*atrium*) in which Adam son of Humfrey stood "contrary to the prohibition" was probably the porch of the hall (638a). A large and miscellaneous body of Lincolnshire people must have been there to meet the justices. Chief among them was the sheriff, Gerard de Camville. Through his wife, Nichola de la Hay, he held Lincoln castle. In spite of his friendship for John, count of Mortain, Gerard had acquired the shrievalty of Lincoln early in Richard's reign in return for the promise of 700 marks (*Pipe Roll*, 2 Richard I). His relations with John and his position in Lincolnshire made William de Longchamp, who was attempting to govern the land in Richard's absence, of no account in the shire. His power was all the weaker since John effectively controlled the shires of Nottingham and Derby, and Hugh de Nunant, bishop of Coventry and Lichfield, another of John's friends, held the shrievalties of Stafford, Warwick, and Leicester. William de Longchamp was hemmed in. When Richard returned to England in 1194, and John's supporters in the rebellion were punished, Gerard suffered with the rest. "By the advice and artifices of the chancellor" he was arraigned at Nottingham on a charge of harbouring the robbers of merchants going to Stamford fair. The charge may well have been true. It could probably have been brought against any baron with a household of similar size. Lincoln castle and shire were lost to Gerard for the rest of the reign, although he made peace with Richard at the cost of 2000 marks. On the accession of John, Gerard regained his former position, although he did not hold the office of sheriff consecutively throughout the reign. In 1216, at an advanced age, king John and her husband being both dead, Nichola held Lincoln castle for king Henry against the supporters of Louis of France.

With Gerard were his clerks and servants, whose existence is several times noted on the rolls. The office of bailiif under him seems to have been held by Richard de Camville. He apparently acted on the sheriff's

behalf in the county, and had himself a clerk named Richard (879). The sheriff must have needed a staff of officers to enable him to fulfil his manifold duties. He was responsible for the gaol and the safe custody of criminals, a less heavy task than it might appear, for the greater number of medieval criminals seem to have escaped imprisonment. He was ultimately responsible for the collection of the forfeited chattels of felons. He had to account for the inanimate object that caused the death of anyone by misadventure. These duties alone must have meant much clerical work. The individual forfeitures were often insignificant: "Let the sheriff answer for one mark which he received from the abbot of Revesby" (689). "His chattels were sixpence for which let the sheriff G. answer" (681). "He had chattels, namely the fourth part of a ship, worth 4s., for which let Gerard de Camville answer" (908). "Ascer of Barholme fell from a cart so that he died, and the cart and horse are in the hand of the sheriff G" (672). "Let the sheriff answer for 2 shillings and a plough and a horse from which William son of Glade fell so that he died" (751). The sheriff was also responsible for the appearance in court of all parties to suits and all recognitors. He had to put the successful litigant in seisin of his land, and see that evidence of his seisin was entered on a roll. The sheriff cannot have looked with pleasure for the appearance of the justices. No longer himself in the chief place in the shire and president of the shire court, he had to obey them and carry out their commands. If he made a mistake a note of it was entered on the roll with the implication that he would be amerced. "To judgement touching the sheriff who has not imprisoned people attached for the death of a man" (674). "To judgement touching the sheriff who has made an appeal come to London without a writ" (692). "To judgement touching the sheriff who has received the writ and has not sent it, whereas the sheriff's clerk bore witness that he had received it in the riding" (1148). The references to the sheriff in the rolls would not suggest, what was certainly the case, that Gerard de Camville was one of the greatest territorial magnates in Lincolnshire.

Men who had held the office of sheriff since the last eyre were supposed to appear before justices bringing with them the writs they had received. Hugh of Boothby, who held the office in 1199, was at the time of the eyre of 1202 acting as an itinerant justice in Nottinghamshire and Yorkshire, so that he could not be before Simon and his fellows. Philip son of Robert of Tattershall was sheriff in 1197, and in 1202 cases are still being heard in which he had been concerned as sheriff. A judgement was to be delivered on his bailiff, Alan of Martin, because there was some doubt as to the ultimate disposal of the horse from which a man fell so that he died (544). Alan was also to be judged because of the uncertainty that enveloped the departure from gaol of a certain William son of Hugh (555). The mills of justice might grind slowly but they ground small.

The loyalty of the sheriffs was essential to the central government. As the king's financial agent in the county and president of the shire court, the sheriff could not only control local politics but enrich himself at the expense of the king and his subjects. Henry II faced the problem

of the powers of the king's servants when, in 1170, he sent commissioners to enquire into the behaviour of the sheriffs, their bailiffs and servants, and the king's bailiffs and foresters. As a result of this enquiry, very many sheriffs lost the custody of their shires. It is at least arguable that the custom which expected the sheriff to take careful note of small sums falling in to the king was, if not new formed, at any rate made general by the example of 1170. The sheriff who held the castle as well as the shire was the master of the situation in his county. William de Longchamp's difficulty in asserting royal authority in those shires of which John's supporters were sheriffs was probably one reason for certain directions to the justices in 1194. In every shire three knights and a clerk were to be chosen to keep the pleas of the crown. The coroners, originally intended to act as a check on the overwhelming power of the sheriff, became also his invaluable assistants in keeping the peace in the shire.

One of the coroners was to be a clerk in order that he might write the record that they were required to keep of all pleas which it belonged to the royal court to determine. In their roll was entered some notice of every crime committed, every death by misadventure, and every death from unknown causes in the shire. They had to record all that was done in each case; whether an accusation of the crime had been made by the relatives, and what action the local court had taken in the matter. The rolls in this book contain numerous references to the coroners' work. Their roll, with that of the sheriff, was laid before the itinerant justices. The twelve jurors of Langoe wapentake presented that three individual people had accused various men of a particular murder, but the county recorded otherwise, that eleven of the accused had all been appealed by one man. The coroners' rolls bore out the jurors' verdict and because the county could not gainsay the jurors it was in the king's mercy, and forestalled judgement with an offer of two hundred pounds (811). There seems to have been no fixed rule as to whether the justices should accept the statement of the coroners or that of the county when they disagreed. At Lichfield in 1205, it was recorded that "the twelve jurors of the hundred of Cuttleston say in their verdict, as their writing bears witness, and they say orally [that Simon Pring] was not outlawed, and therefore to judgement touching the jurors of the shire. The coroners record that he was not outlawed, and the rolls of the coroners and the roll of the sheriff bear witness that he was outlawed. Therefore to judgement touching the shire and the coroners" (*Salt Soc.*, iii, 91). In the Gloucester eyre of 1221, the version of the county is accepted, although there is no evidence that the coroners are fined for their divergence from the county's record (*Gloucester Pleas*, p. 396).

The coroners, the sergeants, and the bailiffs of the wapentakes, the reeves and bedells of the villages were all summoned to come before the itinerant justices at Lincoln. The names of most of the holders of these offices at this date are unknown. It was generally unnecessary to record them unless they had made default in the execution of their duty: "Andrew of Edlington, a keeper of the pleas of the crown, is in mercy for default" (526). "William de Eincurt, another keeper of the pleas

" of the crown, is in mercy for the same " (527). The men who had held the office in previous years were still expected to answer in 1202 touching any pleas which arose in their period of office. William de Bayeux was a coroner at the time of Hugh Bardulf's eyre, and was in mercy because he had not answered touching the pledges of certain men appealed as accessories to a crime. Action against them had been postponed because the issue of the duel between the appellant and the defendant was not known (622-3). John of Haceby has laid himself open to an amercement because he has not answered touching a plea which arose when he was coroner (751). William de Eincurt and William de Bayeux belonged to two of the greatest baronial houses of Lincolnshire. Each of these four men, known to have held the office of coroner, is recorded as serving at least three times on a jury of knights.

The office of sergeant seems, in this connexion to be the same as that of bailiff. In the Inquest of Sheriffs of 1170 no mention of sergeants is made; but the sheriffs and their bailiffs and the foresters and their bailiffs are mentioned.<sup>1</sup> Also enquiry is to be made touching " the bailiffs of the king who go through the land doing his business " which has been laid on them." From the rolls of 1202 it is evident that it was the duty of the sergeants to summon the wapentake court to take evidence when a crime was committed: " To judgement touching Richard the sergeant of Hackthorne who was the king's sergeant, who acknowledged that he did not cause the wapentake to sit upon the body of a dead man " (708). The sergeant was supposed to attach those who discovered corpses to appear before the justices: " To judgement touching Hugh of Ingham who has not attached the finder of a certain child drowned in Blitting marsh, but said that he did not live in his bailliwick; and he did not show this to the sheriff nor to the coroners who have power through the county to make attachments " (701). The sergeant's power was evidently limited to his own bailliwick. He had to attach the chattels of criminals, but any departure from the common round of duty must be authorised by the local communal court: " Eustace of Thoulebi, the sergeant, is in mercy because he said that with the counsel of the wapentake he attached the chattels of a certain man who hanged himself, and the wapentake failed to warrant him " (918). It was to the sergeant that people hurried when they had been attacked and wounded. He had to bear evidence that they had come to him. If no wound were shown to the sergeant, the coroners, or the sheriff, the presumption was that none had existed. The sergeant had to go to the scene of the crime when called upon or when sent by the sheriff. Knights were often associated with him in the work: " The sergeant of the king and two knights who made view of the wounded man, who lived four weeks and a half after he was wounded, bore witness that Robert said that Godard and Humfrey so wounded him " (650). The actual work of arresting criminals was done by the sergeant.

<sup>1</sup> A Lincolnshire charter, certainly later than 1162, is dated " in that year " when Earl Aubrey received the *fiduciarios* of the sheriff and all the sergeants of " Lincolnshire " (Harl. MSS. 2110, f. 77<sup>b</sup>). It is highly probable that the occasion referred to was the visit of the commissioners to hold the Inquest of Sheriffs in 1170.

Thomas of Hainton, sergeant both in 1202 and in 1206, took Ralf of Ashby at Bardney fair because he was suspected of burglary. On Thomas promising him his life, Ralf informed against his companions, and three were taken. The monks of Bardney interfered and carried off the prisoners. Escaping from the abbey, Ralf was however entrapped and taken by the sergeant's men—*garciones . . . servientis* (1476). The sergeant also seems to have taken charge of wine sold contrary to the assize (792). His duties were many. He did not always perform them well. Michael the sergeant of Marston, who was appealed in 1202 of the king's peace (781-2), brought undue influence on the wapentake to say that he had done his duty in the matter of an appeal (768).

The criminal roll bears the fullest evidence to his activities, but he had much to do also with civil pleas: "Adam of Newton was "in mercy because he had not made view nor summons touching "the land that Maud Walensis claimed against Adam Walensis and "also because he made himself an advocate in that suit, where he ought "to reply as sergeant, and refused to leave off at the judges' command "when he was speaking for Adam against Maud" (481). "Eustace "the sergeant of Holland is in mercy because he put a certain villein "on a jury of novel disseisin" (166). It was upon the sergeant that most of the routine work in local administration fell.

Sometimes he is called the sergeant of the "hundred" (638); sometimes the sergeant of the lord king. Eustace was sergeant of Holland, and in Lindsey there seems to have been a sergeant of each riding: "William Burel appealed Walter Morcoe that he beat Margery his wife "and killed her unborn child, and William of Manby, the bedell, bore "witness that he saw the wound and the blood, and the sergeant of the "riding and the keepers of the pleas of the crown and the twelve knights "say that they never saw the wound or the blood" (629). Eudo of Alford was bailiff of the North riding—*ballivus domini Regis de Nord-treking* (*Nun Cotham Cartulary*, f. 9). He appears in the roll as subject to amercement because he has caused no enquiry to be made, nor summoned the wapentake over the deaths in a marl pit of William Spec and a certain lay brother of Ormsby (814). He is not here called a sergeant, but he does the sergeant's work.

With the exception of Eudo of Alford and William of Carlton the sergeants who appear in this book do not seem to have been men of knightly rank. Eudo of Alford was a sergeant of a riding, not merely of a wapentake. William of Carlton, the sergeant, may not have been identical with William of Carlton, the knight. Of Hugh of Ingham, Richard the sergeant of Hackthorn, Michael the sergeant of Marston, William of Walcot, Walter of Kirkby Green, Thomas Maugre, Walter of Beleby, Thomas of Hainton nothing beyond their names is known. Some of them may yet appear as the donors or recipients of land, or as the witnesses to charters, but they were not men of sufficient standing to have left behind them much trace of their busy lives.

In addition to those present by reason of their office, was the great mass of Lincolnshire men who owed suit to the shire court, the knights and freemen of the shire. There seems to have been, at this date, no



lack of knights in Lincolnshire willing to carry out the work that fell to men of their rank. Knights were the unpaid messengers of the court. Four knights had to visit men detained by sickness from coming before the judges. If the sickness were genuine, they had to give the sufferers a day on which to appear at a sufficient interval. Four knights had to visit litigants who wished to appoint an attorney but were prevented from coming to court to do it. The jury in a grand assize was made up of at least twelve knights chosen by four knights. In roll 478 there are at least 144 men whose knightly rank is proved by the work they do, or have done, in judicial business. Despite the traces of resentment in the late thirteenth century at this perpetual jury work, a resentment which was met by distraint of knighthood, it can safely be said that the instinct of the country gentleman of to-day to take his share in local government is an inherited instinct.

Already in 1166, the sheriff or his representative received in the wapentake and shire courts the presentments of the lawful men of the villages, but he did not himself try the suspected persons. It was his duty to take and imprison such as he could find of those who were presented. The lord of a man so taken, or his steward, or his men, might, within three days of his capture, repledge him and his chattels until he made his law, just as to-day bail is accepted in cases not of the first gravity. By 1202, it does not seem to have been necessary for the men who pledged themselves that they would produce a man in court to be connected by the tie of lordship with the accused man. Sefrey Cote was arrested because he took unwarrantable tolls, and dismissed under the pledge of three men, Richard Bacon, John son of Jordan, and Reginald Cote, Sefrey's father. They were all in mercy because he had adopted clerical dress while he was under pledge (969): "And Ralf Hellecoc, appealed [as an accessory of the death of Geoffrey], has not come or essoined himself, and his pledges were William son of Dinis and Thomas Peverel, and they have not had him before the justices, and therefore are in mercy" (555). It would appear that, by 1202, the custom was that any one suspected of, or concerned in, a crime was left at liberty till the justices appeared, provided that he could find men of sufficient standing willing to act as pledges for his appearance: "Simon son of Alan was drowned at Anderby, and Alan of Anderby was attached for it through Geoffrey his brother. He has not come or essoined himself, and therefore he and Geoffrey his pledge are in mercy" (562). "Ralf son of Hugelin, attached by the appeal of John of Walesby who is dead, has not come, . . . and therefore is in mercy, and his pledges likewise" (571).

Throughout the middle ages the officers responsible for peace in the shires were on the horns of a dilemma. If they caught and kept criminals they must keep them in prison, at some expense and trouble to themselves. If they did not catch the criminal he escaped, and generally went unpunished. All men who were not living in the main-past, the household, of some one who would be responsible for their good behaviour, were bound to be in frank pledge or tithing. The frank pledges or tithings were groups of men, generally ten or twelve in number, who were mutually responsible for the appearance of any of their number

in court. The whole group was amerced if one of its number fled : " Hereman of Bag Enderby, suspected of burglary, fled, and he was " in the frank pledge of William de Kaineto of Enderby, and therefore " it is in mercy " (588a). It was the sheriff's duty to see that the frank pledge system was maintained in his shire. But despite the vigilance of the most active sheriff there must have been many men outside the system : " The jurors say that Richard Ruffus appealed Nicholas the " man of Osbert the parson of a wound given him and of robbery. And " he has fled, and he was not in frank pledge anywhere. Therefore let " him be interrogated at the suit of this Richard. And similarly let it " be followed up against Richard nephew of Stephen accused as an " accessory, and he was not in frank pledge anywhere. Neither had " chattels " (606). Men who were not in any frank pledge would find it impossible to obtain pledges for their appearance in court. Then the sheriff imprisoned, and maintained in prison till the justices delivered the gaol.

Very often such men relieved the sheriff of the responsibility of maintaining them by leaving the shire, if not the country. A man who had committed a crime could flee to a church and evade the consequences of his deed by abjuring the realm. Every roll of pleas of the crown records many such cases. The criminal was supposed to go to the nearest seaport, to walk into the sea, and wait for a ship to pick him up : " Jacob, " grandson of Walter the doctor, fled for the death of Emma his wife, " and abjured the realm, and Walter, who has died, had his chattels. " Therefore let his chattels be demanded from the heirs of Walter, namely " from Walter son of Walter and Peter his brother. The value of the " chattels five shillings wherefor G. de Kanville must answer " (978). Nothing is recorded of those who found no ship. They doubtless helped to swell the bands of outlaws who from time to time can be seen living in the forests. The forest outlaw was a reality, round whose life later generations have cast romance.

The record of all that was done in the shire court was recorded on a roll to be laid before the king's justices. All persons who had made accusations touching crimes, all persons accused or suspected, all persons who had been present at, or discovered a death under suspicious circumstances, after attachment by the sergeants were bound to be present before the judges. The jurors of each wapentake and town having been chosen, they delivered their verdict orally. Conan son of Elias was willing to pay as much as a mark to avoid serving on the jury for Holland (632). Against fugitives the process of outlawry was begun. They were " interrogated," that is, in three successive county courts they were summoned to appear, and after they had ignored the third summons their outlawry was proclaimed : " Richard son of Sirith appealed David " the man of the parson of Friesthorpe of the king's peace, and he was " not in frank pledge nor was he found. And let him be interrogated, " and let Richard follow against those appealed as accessories at the " coming of justices after his outlawry " (724). Only the shire court could pronounce the sentence of outlawry. If a man fled for murder, and an appeal was properly made against him, the shire court could, with observance of the due forms of law, outlaw him, even though the

appeal had not been made before the judges. If the criminal will not appear in the shire court, and cannot be attached by his body or by pledges, the sentence of outlawry must be pronounced. His outlawry was entered on the roll of the shire court and the circumstances of the case were presented to the justices by the jurors.

Before the assize of Clarendon of 1166, the right and duty of bringing a criminal to justice lay with the injured party. If he wished the crime to be avenged he must go to the wapentake court and accuse,—the legal word is *appeal*,—the person who has wronged him, and the appeal must be followed up in the courts of the wapentake and shire. If both parties were the men of some lord with adequate powers of criminal justice, the case would be begun and continued in the court of that lord. The right of appeal against one who had injured him belonged to every man, serf or free, long after Henry II's reign. It is supplemented by the jury of presentment.

The greater number of the criminal cases heard before Simon and his fellow judges were begun by the appeal. The elliptical language in which notes of cases are entered on the roll makes it a little difficult, on a first reading, to distinguish between cases begun by the appeal and cases in which common fame alone points out the criminal. In cases begun by the appeal some form of the word, either verb or noun, appears: "Thorald of Horsington appeals Hugh brother of Andrew that in the king's peace and premeditated assault, upon the king's peace given him in the county, he wounded him in the head with a wound which he shows. And this he offers to prove against him by his body as the court shall consider" (578). "Walter nephew of Walter, attached by the appeal of William Golding has not come" (575). Entries originating in a presentment are cast in a different form of words: "Robert de Orlens, suspected of burglary of the house of Wolnet, and of carrying away his chattels, fled to the church, and abjured the realm" (588). "Let Gilbert the rustic who concealed certain men be taken into custody" (631). "In the marsh of Blankney a certain doctor was found killed, and it is not known who killed him" (804). These cases are the result of presentment, not of appeal.

In almost every appeal the phrase "in the king's peace" occurs. These words go back to the remote past when the king's peace did not run over all the land, and all men did not live under it. There had been many forms of peace differing in power with the power of the giver of the peace. There was the peace of the church, the peace of the sheriff, the peace of the lord, and the peace of the humble freeman in his house. The greatest peace was the king's peace. It ran in his house and demesne and protected his immediate servants and followers. Crimes against men in the king's peace were for the king to punish. The king could admit whom he chose into his peace. When it has become established that the king will accept into his peace all who wish to claim it, and the king's judges will take action in a case of simple assault because the appellator has declared that he was assaulted in the king's peace, then the victory of royal justice is assured. The direct command of the assize of Clarendon brought thieves and robbers and murderers and their receivers into the king's court, although no direct accusation

against them had been made. The extension of the king's peace brought before the royal judges "scuffles, blows, and wounds which belong to "the sheriff if the court of the lord has failed to do justice unless the "accuser adds the words *de pace domini regis infracta*" (Glanville, I, ii).

In Roll 479 are many cases which show that it is not the gravity of the crime alone which brings the plea before the royal judges. If a man asserted that an assault upon him broke the sheriff's peace, the plea was settled in the shire court. If he declared it broke the king's peace the royal justices heard the appeal: "Richard son of William "appealed Luke son of Richard and William servant of Alan the clerk "of robbery and binding, and the appealed have not come . . . And "the county with the wapentake say that they were not appealed of "the king's peace, but of the sheriff's peace, so that the appeal was and "is in the shire. And therefore they were not attached to be before "the justices" (542). "William son of Agnes appeals John de Ros "that in the king's peace he took away from him his horse, and when "he came before the justices he did not assert the king's peace but the "sheriff's peace. And therefore in mercy, and John is quit" (895). "The jurors say that Ralf the smith of Fen appealed Robert of Fen "of the king's peace and others as accessories, and when he came before "the justices he said that he only appealed them of the sheriff's peace. "And therefore let him be taken" (952). Glanville's statement shows that in the twelfth century it was felt that the lord's court ought to settle such matters as assault. The cases which have been quoted prove that it was the mere addition of the words 'in the king's peace' which at the end of the century brought pleas of assault into the royal court. They also suggest that at that time, and doubtless earlier too, men could bring these quarrels into the shire court by adding the words 'in the sheriff's peace.'

It was possible to seek the king's peace for a special purpose, and receive it formally in the shire court: "Thorold of Horsington appealed "Hugh brother of Andrew that in the king's peace and premeditated "assault in despite of the king's peace given him in the shire, he wounded "him in the head" (578). "Gilbert of Ashby appealed Robert nephew "of Everard that in the king's peace and wickedly, in despite of the "peace given him in two wapentakes he assaulted him and wounded "him in the head and gave him other blows, so that he was shamefully "treated and almost dead" (608). "Osbert of Lindsey appealed Alan "of Stickney that with his force he came to his free tenement at Stickney, "where he wished to dwell, and in which he had raised a certain house, "and the posts of that house he cut through so that the house fell down. "And he wounded him and robbed him of eleven shillings and sixpence; "so that, by Osbert's suit, Alan pledged him the king's peace in the "county. And after the peace given him, this Alan came to the house "which was of Margery, Osbert's mother, when she lay dead, in which "house Osbert was with his neice, whose inheritance Margery's land "was, and he broke that house upon them, and ejected them and their "people, and wounded Osbert in the arm. And all these things he did "with his force in the peace of the king and wickedly" (612). Ethelred II, with reference to the region of which Lincoln was a part, spoke of the

peace given in the assembly of the five boroughs, peace given in the wapentake, peace given in the beerhouse, and recorded the appropriate penalty for the breaking of each. If the pleas which have been quoted anticipate the daily judgements of modern magistrates who bind offenders over to keep the peace, they also reflect the procedure of Ethelred's day.

It is evident from an examination of the pleas in Roll 479 that the criminal procedure had altered little since the time when the treatise known by Glanville's name was written. At most, less than twenty years had elapsed. The author of the treatise gives but a short account of criminal procedure. He could not do more because of the diversity of local custom. His last book deals individually with the crimes that belong to the crown. The procedure in all of them was very similar, so that he could dispose of the crimes of concealed treasure trove, burning, robbery, forgery of charters, the making of false money and measures with very brief reference. Despite the brevity of the writer, it is possible to gather from him the stages in the progress of the pleas. There was no case of treason to be tried at Lincoln in 1202, but Glanville's chapter on treason must be quoted since in it he discusses the method of dealing with felony: "[In a plea of treason] either a certain accuser appears "or not. If no certain accuser appears, but only suspicion accuses, "then from the beginning the accused shall be attached either by suitable "pledges or imprisonment."<sup>1</sup> There are many entries which show that this was done in 1202 in all pleas of the crown: "William Uxelburc, "attached because he was with William the weaver where he was drowned "by misadventure, has not come" (943). "Gilbert son of Aggemund, "the finder of his father hanged, was attached to be before the justices, "and he has not come, and therefore is in mercy, and his pledge likewise, "namely David the reeve of Well" (564).

"By many and various inquisitions and interrogatories made before "the justices the truth must be sought, both from specious proofs "and from suspicions telling now for, now against, the accused. By "manifest law he must be purged and entirely absolved from the crime "laid on him. If indeed anyone should be convicted upon a capital "crime by such law, judgement both of his life and members hangs "on the boon of royal dispensation as in other pleas of felony" (Glanville). In 1202, the seeking of truth took the form of questioning the four neighbouring villages. The 'manifest law' was the ordeal. A free man went to the ordeal of hot iron; an unfree, to the ordeal of water. God must express his judgement through the issue of the test: "William "of Lusby and Robert Fitabaut accused of the burglary of the house of "Wolnet are suspected thereof by the jurors and the four neighbouring "villages. And therefore let William purge himself by water" (588d). "Alan the miller, taken for the death of Roger the baker, and suspected "by the twelve jurors as he who was taken upon the death, denies the "death. And therefore let him defend himself by the water. He has "pledged his law. He has made his law, and has been set at

<sup>1</sup> All the quotations from Glanville touching criminal procedure are taken from Book xiv. His account of this procedure is so short that a precise reference to each quotation is unnecessary.

"liberty. And he gives the king half a mark that he may remain "in the land under pledges" (663). "Let Ralf of Swaby and Alan "and Elias his sons and Ralf Joy and Thomas son of Aldith who "are suspected of the binding of Robert Cade and his wife, and that "alike by the twelve jurors and four neighbouring villages, and similarly "of other ill deeds, purge themselves by water. They have pledged "their law" (554). William of Lusby failed in the ordeal, and the roll does not trouble to record what became of his person. His chattels and land were forfeited. Alan the miller was successful. Of the others no record remains; they were probably successful, and having no money to buy permission to remain in the land were despatched to the coast to cross the sea. No record has been found of the issue of the only ordeal of hot iron adjudged at Lincoln as a result of presentment. The jurors of Lincoln city presented that Richard Tonneler was struck in the house of Hugh Teobald and wounded to death, and that had Richard lived he would have appealed Stephen brother of Hugh of the deed, and others as accessories. The jurors themselves say that they suspect him, but not the others. It was adjudged that Stephen should purge himself by the judgement of iron (1004).

"If a definite accuser appears from the beginning he shall be attached "by pledges, if he have any, that he will follow up his plea; but if he "have no pledges he is usually bound by the faith of his religion, as in "all pleas of felony. In such pleas faith usually suffices lest the security "of too great strictness should frighten others from a similar accusation. "When security for following up his plea has been received from the "appellator, then he who is accused is usually attached by safe and "secure pledges, and if he have no pledges is put in prison. In all pleas "of felony the accused is usually dismissed under pledges, except in "the plea of homicide, where it is otherwise ordained in order to increase "the terror" (Glanville). "William, the priest's son, who appealed "Hugh son of Leves and Richard son of Jollan and Hugh son of Tholi "of the king's peace has not followed up his appeal, and he had no pledge "except his faith. And therefore let him be taken and let the others "go without a day" (556). The appellator who did not prosecute his appeal was taken into custody, because "that suit is not only his but "the king's" (Glanville, I, xxxii).

Glanville goes on to say that when the parties have appeared in court and the accuser has made his accusation, "being prepared to "deraign this according to the consideration of the court, and the accused "also denying this according to law in the court, then it is usual for the "plea to be ended by the duel. And be it known that when security "has been given for a duel in such a plea neither party can add "anything to, nor take anything from, his statement at the time when "he gave security, nor can he in any way withdraw from his statement "without being held for conquered and submitting to the law of the "conquered. Nor in any way without the licence of the king or his "justiciar can the parties from henceforth be mutually reconciled." "Ralf Ferrars appealed Ralf son of Jordan that in the king's peace "and wickedly he assaulted Agnes his wife and robbed her of five shillings "in silver and two silver rings and two silver brooches, and that he gave

"her a wound in the head, and moreover broke the windows of his house, "and this he offers to prove against him by the consideration of the "court as of his sight and hearing. And Ralf denies the whole, word "for word, according to the consideration of the court. It is considered "that the duel be made between them, because it is attested by the "jurors that Ralf Ferrars raised the hue and cry and it is also attested "by the same and by the sergeant of the hundred that Agnes showed a "little wound . . . Let them come armed . . . at Lincoln. And "afterwards they both came and put themselves in mercy" (638). Rather than submit to the rigours of the judicial duel, the parties in this plea agreed together to put themselves in the king's mercy. His peace had been broken. The accused must pay the king to appease him for his broken peace. The accuser must pay him for permission to withdraw the appeal.

"The accused," says Glanville, "can refuse the duel in such a plea "because of age, or if the court adjudge him to be a 'maimed man.'" No one under sixty could decline the duel on the ground of age, and by maiming the judges understood a broken bone or a serious injury to the head. "In such a case, the accused is bound to purge himself "by the judgement of God, namely by the hot iron or by the water in "accordance with his status; namely by the hot iron if he be a free man, "by the water if he be a rustic" (Glanville). Both age and maiming were pleaded in 1202 as a bar to the duel. Glanville does not apparently consider the possibility of the accuser offering to prove his words "as the "court shall consider . . . as a man who has passed his fighting age." Adam son of Gladwin, who was too old even to obey the common summons to appear before the judges, appealed William of Nettleham of killing his son at Bicker market, and offered to prove his words "as the court "shall consider as of his sight and hearing as a man who has passed his "fighting age." It was evidently felt by the judges that even in a well-attested case of murder this form of proof could not be admitted (931). It was probably for the same reason that Geoffrey of Holtham dropped the appeal he had brought against Godard of Wykeham and Humfrey his brother for the death of his son. He offered to prove the death "as of his sight and hearing as a man who had passed his fighting "age." It was evident that the two men appealed had been responsible for the death, but no further action appears to have been taken against them (650).

On the other hand, Gilbert of Ashby's appeal against Robert nephew of Everard, already quoted, was admitted, 'because Gilbert is of little strength,' presumably the result of his 'shameful treatment' at the hands of Robert. "Robert is to be taken into custody. Afterwards "he made fine with the king, and was dismissed under pledges" (608). "William son of Robert appealed Audegrim of Carlton that in the "king's peace and wickedly he assaulted him and gave him a wound "in the head and beat him with bloodless blows and shamefully treated "him, and this he offers to prove etc. And Audegrim denies the whole "as a maimed man, whose maiming is attested by the knights sent to "view him." Before the plea could be carried further, the parties agreed to put themselves in the king's mercy (635). "William son of

" Ralf appealed Hamo of Welton that in the king's peace and wickedly " he assaulted him and broke his arm so that he is maimed, and this " he offers to prove as a maimed man. And Hamo denies the whole " word for word as the court shall consider. And asked at what time " the appeal was first made, it was attested that it was made at the " proper hour and term. And because it is uncertain whether he is " maimed or not because of the newness of the wound it is postponed " to the next coming of the justices " (648).

" There are," Glanville says, " two kinds of homicide, one which " is perpetrated secretly, no one seeing, no one hearing, except only the " doer and his accomplices, so that the hue and cry cannot be raised " immediately thereupon according to the assize. In accusations of " this sort, no one is admitted unless he be kin to the dead, and then, " so that the nearer kinsman excludes the more remote from the deraign- " ment." The roll of 1202 shows that the secret murder generally remained an unsolved mystery, and that accusations touching such crimes were not received without suspicion. The appeal brought by Walter son of Ralf touching his brother's death against Guy Wake, " as " he who did not see it but suspects him through others (*per alios*)," was declared null (667a). " A certain woman was killed by night at Bassing- " ham by malefactors. No one is suspected thereof, and Englishry was " not presented. Judgement, Murder " (808). " Ralf Non was killed " at Scottlethorpe, and it is not known who killed him. Englishry was " not presented, therefore Murder " (743). " Godwin the miller was " killed at Tealby in William de Bayeux's mill, and William of Louth " suspected thereof fled for that death. Therefore let him be interro- " gated. It is not known whether he was in frankpledge or not. Englishry " was presented " (819).

The 'murder,' which these entries record, was the fine due to the king from the wapentake for the secret killing of any one, where the murderer was not known, and the English descent of the dead man was not proved. Customs with regard to the presentment of Englishry, as this proof of descent was called, varied from shire to shire, and from time to time. It is unfortunate that the earliest statements of these customs come from the Assize Rolls of the reigns of Henry III and Edward I. By that time the origin of the fine, the desire of king William to protect his French followers, was long forgotten. It is evident from a comparison of the statements of custom in these late rolls with the practice of the early days of the century that the customs were far from rigid. In Lincolnshire in Edward I's ninth year, the rolls of the previous eyre were quoted as stating that it was said on behalf of the shire that in Lincolnshire no Englishry was presented, but that the whole shire allowed that, as often as anyone unknown was found slain, then ' by ancient custom, used without interruption, *murdrum* was adjudged, and this only touching males, not women ' (*Somerset Record Soc.*, vol. xi., p. lxxviii). The shire had forgotten the custom prevailing in 1202, when Englishry was presented at least once, and when the murder fine was occasioned by a woman's murder.

In some shires, accidental death gave ground for the murder fine unless Englishry was presented. In one of the surviving fragments



from the Norfolk eyre of 1198 (*Assize Roll* no. 559, m. 1), fourteen presentments of Englishry were made from only four hundreds. Apparently, every death for which Englishry was presented was adjudged *infortunium*, "misadventure," whether it were caused by accident, secret murder, or suicide. Four of the fourteen deaths were really due to misadventure. Five were murders in the modern sense of the word, and three were suicides. In Lincolnshire, on the other hand, it is clear from Roll 479 that misadventure did not give ground for the fine. But in Lincolnshire, as in every other shire, when some animal or inanimate object caused a man's death it was felt that that which had caused the death should be given to God, and applied to some religious or charitable purpose: "John son of Geoffrey rode a rouncey and fell so that he died, and the horse was delivered to Thomas of Hainton, and he did not have it before the justices, and therefore is in mercy. Price of the horse, five shillings. To be given to God" (558).

"The other kind of homicide," says Glanville, "in common speech is called simple homicide. In this plea also no one is admitted to the proof unless he be joined to the dead by kinship, homage, or lordship and so that he can speak of the death upon the evidence of his sight. Moreover, in this plea a woman is heard accusing anyone of her husband's death, if she speaks from her sight, because husband and wife are one flesh. It is generally admitted that a woman may be heard accusing anyone of injury to her body, as is said below. It is in the choice of the accused either to sustain the proof of this woman against himself or to purge himself of the crime laid upon him by the judgement of God. Any one accused of homicide is compelled to undergo lawful purgation if the hue and cry took him in flight, and if this is fully attested by a jury of the country in court." Magna Carta was voicing the law of the time when it said that no one should be taken or imprisoned on the appeal of a woman except of the death of her husband or rape. But as a statement of law the clause was incomplete, since women were not heard in court appealing others of the death of their husbands, unless they spoke of what they themselves had seen. The crime must, in the words of Glanville, be "simple homicide": "Hawise daughter of Turstan and wife of Robert Franctenant appealed Walter of Croxby and William the miller of the death of her father and wounds to herself. And she has a husband, namely Robert Franctenant, who wishes to say nothing therein. Therefore it is considered that the appeal is null, because a woman has no appeal against anyone, except of her husband's death or of rape. And Robert is in mercy for his wife to the extent of half a mark" (690). "Gunnild of Beelsby appealed Roger of Searby that he killed her husband, as she heard say, but because she says nothing else, it is considered that the appeal is null" (834). In one case a woman was allowed to follow up her appeal of robbery and binding. It was evidently a clear case against the appealed although the judgement of God was in his favour: "Lettice of Clixby appealed Hugh Shakespeare and Ivo the clerk, that they came to the house of her mother and herself, and there bound and robbed them

"in the king's peace and wickedly. And the jurors suspect them of that deed. And the four neighbouring villages likewise suspect them. Also he is of ill repute. Therefore let Hugh purge himself by water. He has waged his law, and he is saved. And he gives the lord king two marks that he may not abjure the realm, but find good pledges for his faith" (855). If, as is probable, Lettice had no male relative to speak for her, the admission of her appeal was a matter of benevolence rather than of strict law.

The roll records many appeals of rape. Few of these appeals were followed up. Glanville says that "A woman who has suffered any such thing, is bound, while the evil deed is recent, to go to the nearest village, and there show her injury to honest men, and the effusion of blood and, if there be any, the torn garments. Afterwards in the next shire court she shall publicly declare it. Further, she shall declare it to the reeve of the hundred. . . . Be it known that it is in the choice of the accused to undergo the burden of purgation, or to sustain the proof of the woman against himself. Also be it known that if anyone be convicted in such a plea he must be judged in the same manner as in the other pleas. For it is not enough that after judgement the malefactor should wish to take to wife the woman he has corrupted. For in this way, as may frequently happen, men of servile condition may, by reason of one pollution, live for ever with women of noble birth, or noble men may be bound to women of low condition, and so their illustrious descent is ignominiously defiled. Before judgement has been pronounced therein, only with the licence of the king or his justiciar can the woman accusing and the man accused be mutually reconciled with the blessing of marriage." Some of the many appeals of rape which are not followed up may possibly have been settled already by an agreement to marry, or even by monetary compensation such as Leviva daughter of Siwat received from Simon son of Agge. Leviva made and followed up her appeal in the proper way, but "they are brought into agreement by half a mark, which Simon ought to pay next Sunday" (916).

In spite of Glanville's statement that the faith of the appellator is sufficient pledge for the prosecution of the suit, lest too great strictness should frighten others from the appeal, the evidence of Roll 479 suggests that judges did not look with favour upon appellators. An analysis of the outcome of the criminal pleas suggests interesting conclusions. It was established that serious bodily injury alone gave ground for an appeal. Mere trespass without violent physical attack on the appellator, or his lord, or man, did not justify an appeal. The writ of trespass was not yet evolved: "Hugh de Ruperes appealed John of Haccby that, in the king's peace and wickedly he came into his meadows and ate them with his plough beasts, and this he offers etc. And John comes and denies the whole. And because it was attested by the sheriff and the keepers of the pleas of the crown that he first appealed John touching his meadows depastured, and the beating of his men, and now he does not wish to follow up his appeal touching his men but only touching his meadows, it is considered that the appeal is null" (765). In later generations Hugh could have brought a writ of trespass.

To prevent unjustifiable appeals against the innocent, the writ *de odio et atia* had already been devised. The defendant could purchase this writ, authorising the putting to a jury of the question, 'Was the appeal justified, or was it made because of hatred and malice?' Magna Carta conceded that this writ should be granted freely and not denied. In this book there are several instances of the purchase of this writ: "Andrew of Edlington gives ten marks to have his judgement quickly, and to have an enquiry whether this appeal was made for just cause or for hatred and malice, and to have licence of being brought into agreement touching another appeal" (594). Eudo of West Ashby offers twenty shillings to have an enquiry whether Robert son of Everard appealed him of just cause or of hatred and malice. The offering is received. The jurors say that he appealed him of hatred and malice unjustly (607). Andrew de Neville pays half a mark for such a writ, and Hawis of Kirmington's appeal against him is found to be unjust (841). In two appeals for rape the men appealed buy, for half a mark, a writ for an enquiry of this character. In one of these cases the jealousy of a cast off mistress proved to be the motive; in the other the result of the enquiry is not stated (909, 938). In two instances the party appealed seems to have the benefit of the enquiry without buying the writ: "The jurors say that Robert son of Griffin appealed Hugh le Bof, that he wickedly and in the peace of the lord king, came by night to his house and assaulted him and wounded him in the head, so that he drew blood from him. And before the justices he appeals him in a similar way, and he offers to deraign it by his body. And the jurors, asked whether this were so or not, say that for malice he appeals him, and for insolence, and therefore it is considered that the appeal is null" (539). "Gilbert of Willingham appeals Gilbert son of Geoffrey, that in the peace of the lord king and wickedly he put fire in his house and burned it, so that after the fire had been put out, he went out and raised the hue and cry. Whereupon his neighbours and the village of Willingham came, and since he showed them Gilbert the appealed fleeing, they followed him with shouting. And this he offers to prove etc. And Gilbert the appealed denies the whole word for word etc. And the village of Willingham asked, say that they never saw him fleeing, nor did the appellator show him to them. And likewise the jurors say that he appealed him for hatred as they believe, rather than for just cause" (616). Even before 1215, evidence that told against the validity of the appeal seems to have been accepted without the exaction of any fee.

The enquiry which the defendant asked might be put to the jurors need not take that particular form. He might buy from the king permission for the jurors to be asked whether some particular circumstance did not exist which would invalidate the appeal. William son of Hawise appealed Richard son of William of robbery and wounding. Richard in his defence says "that he entered the house which William said was his, because it had escheated into his hand from Roger his villen, who was dead. And he there took certain chattels which were his villen's, and were his, after his villen's death. . . . And he offers the lord king twenty shillings to have an enquiry whether this were so or not."

The jurors say that Roger held the land in villeinage of Richard. Thus the fact of robbery was disproved. The coroners and the county bore witness that William had shown no wound before; the wound that he showed before the justices was fresh. Thus the wounding was disproved. The appeal was declared null (561).

Although the tie of homage which had existed between two men entitled the survivor to bring an appeal for the other's death, an appeal of robbery must be made for the theft of the appellator's own chattels and not those of another. William Trig's appeal against Robert of Welby was declared null because William said that the chattels robbed were his lord's (730). The stolen goods must be valued, and the stolen pence enumerated: "Alan Wiles appealed Nicholas "Morel that he came to his house and robbed him of his cap and his "wife's tunic and pennies, but he did not number the pence or set "a price upon the chattels . . . It is considered that the appeal is null "because he did not set a price upon the cap or the tunic nor number "the pennies robbed" (999).

In several cases heard at Lincoln in 1202 appellators with what to the modern reader sounds a good case put themselves at the last moment in the king's mercy and withdraw from their appeals. It is possible that they realised that judgement would not be in their favour, or that they had made some technical fault in the highly formal process of bringing and following up their suits. It seems to have been accepted that the two men whom Geoffrey of Holtham appealed of his son's murder must have committed the crime, yet Geoffrey withdrew his plea (650). William de Lega's appeal on behalf of himself and his lord Ralf de Waterville against Robert de Cauz, Hugh brother of Gerard, and Rannulf de Tustorp was dropped, probably because the sheriff, admitting that he had sent the sergent and others to Ralf's house at the suit of William and his lord, said that they did not find all the accused there but only some of them, and others whom they did not know. Even so, the judges seem to have been prepared to allow William and Ralf to prove the appeal, but they both put themselves in mercy and withdrew (731).

Many appeals were dismissed either because the hue and cry had not been raised, or because no wound had been shown to any person in authority, or because the appeal had not been followed up in the wapentake and shire: "Henry of Holton appealed Geoffrey son of "William that he robbed his wife of five shillings and so wounded her "that he as well as she raised the cry, and three villages came and "followed Geoffrey as he fled. And these three villages being asked, "say that they did not follow him, nor was the cry ever raised by "Henry and his wife." The appeal was dismissed (657). "William "Burel appealed Walter Morcoc that in the king's peace he so wounded "and beat Margery his wife that he killed her unborn child, and "beyond this, wounded her and drew blood. And William of Manby, "the bedell, bears witness that he saw the wound fresh and bleeding "in the wapentake. The sergent of the riding and the coroners "and the twelve knights say that they never saw the wound or the "blood . . . The appeal is null" (629). A little later in the roll

there is entered another appeal by William Burel. He accused William Trute of breaking the king's peace and of instigating William son of Alice to wound him. But William Burel had shown no wound to the sheriff, the coroners, or the sergeants, and no trace of the wound could be seen. The justices ordered him to be taken into custody "because he was accustomed to make such appeals." He escaped prolonged imprisonment by finding pledges for an amercement (644). Conversely, Alan son of Henry, twice appealed of rape, was taken into custody "because he was accustomed to be appealed," although neither of the two women who had appealed him had followed up her appeal (713). The judges do not seem to have liked men to appear before them twice in the same capacity in criminal suits.

Whether an appeal should be allowed or dismissed immediately must have depended very much upon the judges. They could accept an appeal like Lettice of Clixby's (855), which in strict law could have been quashed. They could reject on a technical point an appeal which, from the account of the hearing, appears to have been made and followed up properly. Thomas son of Lefwin appealed Alan the reaper of attacking him as he went upon the road, of carrying him to his house, and of breaking a little bone in his arm, and of violently maltreating him there, and of robbing him, and afterwards carrying him back to the road. According to his own story, Thomas, "as quickly as he could, raised the hue and cry, so that the neighbours came at the shout and saw him so treated." Thomas evidently regarded the hue and cry as a means of obtaining evidence rather than of chasing the malfactors, who in this case did not run away. "Immediately afterwards he sent to the king's sergeant, "who came and found the robbery in Alan's house, and afterwards as "quickly as he could, he went to the wapentake and shire." The sergeant bore witness before the justices that he found Thomas' knife, and evidence of his maltreatment, at Alan's house, but he did not find Thomas' cap, which Thomas said in his appeal was stolen. The shire bore witness that never till the time of the appeal before judges had Thomas appealed Alan of the breaking of a bone. The appeal was dismissed (773). It is obvious that the crime had been committed, although it is doubtful whether a bone was broken. Thomas evidently followed up the appeal to the best of his ability. The fact that the cap was not found in the house did not disprove the attack, since it might have been lost in the struggle. But it cast doubt upon the fact of its robbery. The appeal could be dismissed on two grounds; that the cap was not stolen, and that to strengthen his case Thomas had elaborated the story. The details show that Thomas was attacked in revenge for an assault made by him on a woman of Alan's family. The vengeance was savage, but the judges seem to have sympathised with the avenger, and welcomed the flaw in Thomas' case.

The evidence of Roll 479 suggests that a successful appeal was a rare phenomenon. In 164 cases the appellator did not prosecute his suit, in 13 of those cases the appealed also did not appear. In 24 cases the person appealed did not appear in court. The appellators followed up their appeals in 30 cases, but the judges dismissed the pleas. In 25 cases the parties to the case have licence to come to a compromise. The

justices postponed seven pleas; either for further consideration, or because the wound was too recent to judge of its severity, or because the appealed was under age. In only two appeals was the duel adjudged. In one of those cases the parties put themselves in mercy rather than put their differences to the test of battle (638). In the other case the parties were told to come armed at Leicester. No record of the end of the plea has been found (933). In only four pleas originating in the appeal is the ordeal adjudged. In only one of those four cases—that begun by Lettice of Clixby's appeal—is it actually undertaken. In the other three cases the judges did not want the ordeal to be carried through, and framed their judgement accordingly.

"Astin of Wispington appealed Simon of Edlington that wickedly  
 "and in the king's peace he assaulted him in his meadows, and thrust  
 "out his eye, so that he is maimed in that eye. And this he offers  
 "to prove etc. Simon comes and denies the whole, word for word,  
 "and the coroners and the county bear witness that suit has hitherto  
 "been sufficiently made, at first through Astin's wife, and afterwards  
 "in his own person. Judgement: Let the law be made, and let it  
 "be in the choice of the appealed whether he or Astin carry the iron.  
 "He chooses that Astin shall carry it. Astin has waged his law . . .  
 "And afterwards they both came and put themselves in mercy" (595).  
 "Walter son of William of Clixby appealed Ralf the freeman that in  
 "the king's peace and wickedly he assaulted him in premeditated  
 "assault, and broke his arm, and wounded him in the head, so that  
 "bones were extracted therefrom, and this he offers to prove against  
 "him by consideration of the court as a man maimed in his arm, which  
 "was broken. And Ralf denies the whole, word for word, as the court  
 "shall consider. And the sergeant of the hundred and the coroners  
 "being asked if Walter showed the broken arm and the wound bear  
 "witness that he did. And therefore it is considered that Ralf defend  
 "himself by the judgement of iron, and let it be in his choice whether  
 "he or Walter carry it. And he chooses that Walter shall carry it.  
 "Walter has waged his law . . . Afterwards when he ought to carry the  
 "iron he withdrew himself, and he is in mercy and Ralf is quit" (851).  
 "Alan Pigun appeals Gosse of Immingham that in the king's peace and  
 "wickedly he assaulted him and wounded him in the head, the trace of  
 "which he shows, and this he offers etc. And Gosse denies the whole,  
 "word for word, as a man who has passed his fighting age. It is con-  
 "sidered that Gosse defend himself, and that it be in his choice whether  
 "he or Alan carry the iron. And he chooses that Alan shall carry it.  
 "He has waged his law . . . Afterwards he came and withdrew himself,  
 "and is in mercy to the extent of three marks" (843). These sardonic  
 judgements show that the judges cared little for the evidence of the  
 ordeal. Both ordeal and appeal belonged to the archaic law which the  
 royal justices were fast turning into a coherent system common to the  
 whole land. Thirteen years after the Lincolnshire eyre of 1202, the  
 decree of the Lateran Council forbidding the clergy to take part in  
 ordeals was allowed to mean their immediate abolition in England.

Those twenty-five cases in which the parties to the plea are given  
 licence of being brought into agreement give rise to interesting

speculations. Less than a hundred years before 1202, crime was an offence against the individual rather than against the king. The injured man received compensation from the injurer according to the measure of his offence, and a man's place in society was fixed by the price of his life, his *wer*, the sum which must be paid to his kin by his slayer. The murderer had also to pay *bot*, compensation, to the lord of the murdered man, and *wite*, or fine, to the king. The mixture of races in England, the Danish invasion and the Norman Conquest, intermarriage between class and class, all tended to destroy the neat divisions between one rank of men and another. Moreover, in pre-Conquest times, royal intervention was making especially grievous crimes the concern of the king rather than of the injured party; although, until 1166, only after an appeal and the conviction of the guilty by the judgement of God could criminals, other than those caught in the act, be punished by order of any court. The spirit of compromise, the idea underlying the dictum of the *Leges Henrici Primi*, that men should come into the court, and there be brought together in love or separated in judgement, survives long after *wer*, *bot*, and *wite*, have fallen into desuetude. It seems as though John's justices may have made use of this spirit to help them in their efforts to dispose of appeals. Evidence as to the nature of the concord that was made in those twenty-five cases would be very welcome. It is more than likely that some lingering tradition of the wers and wites of the old law may have governed the amount of compensation received by the injured party. It is also possible that some at least of the 164 appellators who did not prosecute their appeals had made up their quarrels privately in the old way.

### III

The roll of civil cases heard at Lincoln in 1202 is headed 'Pleas and Assizes.' Pleas—*placita*—are the common pleas—*communia placita*—of which clause seventeen of Magna Carta speaks. The assize is a new procedure, the outcome of Henry II's legal reforms. A plea was such a suit as might have lain between two Englishmen of pre-Conquest days, though held differently, for the new procedure had invaded the old pleas. Always men had been dispossessed of their land, but the legal processes necessary for regaining it were revolutionised between the days of Stephen and the days of Henry III. Before Henry II's reign, civil pleas, suits about land and the ownership of land, had been regarded as matters properly to be settled in the feudal court. Under certain conditions, as in suits between the men of different lords, the shire court was, according to the *Leges Henrici Primi*, the proper place for settlement. William the Conqueror, despite the limitations which he imposed in England upon the feudal ideas of his continental followers, made no attempt to bring suits for land between men who were not his own tenants into the royal court. The settling of such suits was not only the privilege, but the duty of the lord of the fee.

Nevertheless, even before Henry II's day, the king sometimes took cognisance of suits for land between men who were not the tenants in

chief of the king. When the injured party could not get justice by means ready to hand, he could appeal to the king, and the king or his justiciar might issue a writ to a man's lord, ordering him to do justice, and threatening that, if he did not, the sheriff would do it. It is this right of seeking the king, and the king's power of issuing writs, which gave opportunity for the judicial reforms of Henry II. The writ, inherited by the Norman kings from their Saxon predecessors, was in form a letter, addressed to one or more individuals and authenticated by the royal seal. By the end of Henry II's reign, *brevia de cursu*, writs of course, have become an established feature of the judicial system. Each type of writ was intended to remedy a particular grievance. These writs were granted as matters of course to anyone who would pay the customary fees for them. The king could not by the mere exercise of his royal will withdraw suits for land from the feudal courts to his own court. But he could establish the rule of law quoted by Glanville, that "no man need answer in his lord's court touching "his free tenement without the writ of the king or his chief justiciar" (XII, ii, xv).

The earliest, and for long the most important, of these writs, that known as the writ of right, was addressed to the lord of the plaintiff and ordered him to do right, stating that if he did it not, the sheriff would do it. If the plaintiff complained that his lord had failed to do right, the sheriff sent an officer (*serviens*) to the lord's court on the day appointed for the hearing, and there, before four knights of the shire, present by the sheriff's command, this officer heard the plaintiff's proof that his lord's court had failed in justice. If the plaintiff proved his complaint, the case was transferred to the shire court, and there heard again from the beginning. If the plaintiff claimed to hold of one lord and the tenant of another, the suit could not be heard in the court of the immediate lord. "Of necessity," says Glanville, "it goes to the shire, and "there or in the chief court the plea proceeds." By the chief court, Glanville means the court of the honour of which the lords of both plaintiff and tenant hold.

At first sight it seems that the king was giving to the shire court and the sheriff greater power by these new rules: "To the sheriff," says Glanville, "belong the aforesaid pleas of right where the lords' "courts are proved to have failed in justice, and certain other pleas; "such as if anyone complain that his lord demands from him undue "services or customs, or more services from the free tenement that he "holds of him than he ought to do, also the plea *de nativis*—of villeins—"and in general all pleas whereof he has the king's writ or that of the "chief justiciar commanding him to do immediate justice, or to do "justice if a lord has failed to do it" (I, ii). But the impression that the sheriff is acquiring greater power by these rules is deceptive. What the king gives with one hand he takes with the other. The pleas of the sheriff were frequently removed from the shire to the royal court. The king and the justiciar kept constant watch upon the proceedings in local courts. Judges were sent round the country at frequent intervals. They presided over a court that was at once a session of the shire court and the court of the king. They heard the suits that were before the



shire as well as those awaiting the judgement of royal justices. The sheriff was not, or should not be, a justice in his own county. He was the servant of the king and of the judges who represented him.

The sheriff, as Glanville points out, could not hold such pleas without the authority of the king's writ. Another writ could be obtained by the plaintiff which immediately removed the suit to the royal court, the writ *Precipe*, as it was called from the word with which it began. This writ was addressed to the sheriff and ran: "Command A that he restore " to B the land of which B complains that he has deforced him. And " unless he does it summon him to be before me or my justices . . . to " show why he has not done it." On the receipt of such a writ by the sheriff, the suit left the shire court. Moreover, many questions might arise in pleas heard before the shire which the shire could not settle. Like the feudal courts, the shire courts could only employ ancient methods of proof, such as the solemn oath and the duel. The king, of his royal clemency, could order a sworn inquest to be summoned in his court for the settlement of suits.

Roll 478 contains cases representing almost every stage in the passage of a plea through the royal court. Some of the entries are the record of the first appearance of the plea in any court. Some may have been begun by the writ *Precipe* to the sheriff. But to find the beginning of others it would be necessary to go very far back indeed, and of many it has been impossible to find the conclusions. Many must have been begun by writ of right in the court of the plaintiff's lord, and it must have taken some time to prove that the lord had failed to do justice, and thus to achieve the removal of the case to the shire court. It is highly probable that many of the cases in this roll had had a considerable life in the shire court before the natural process of the eyre brought them before the royal justices. Once in the royal court, these cases were equivalent to new cases, and unless one of the litigants made some reference to what had been done in the shire or the lord's court, such ancient history was ignored. Glanville says nothing of the manner of treating cases prior to their appearance in the king's court, "both on " account of the different customs which prevail in different counties, " each observing its own customs," and also because the feudal and communal courts lay outside the scope of his subject, the *capitalis curia regis*.

Even when pleas had come into the royal court, the course of justice was slow. Any series of rolls would show, as the broken series of Curia Regis Rolls and Assize Rolls shows, the same persons litigating session after session for the same land. The cases do not seem to get very far forward with each successive hearing. It is however exceptional to find the length of time that a case has taken recorded. In a Curia Regis Roll for 1194, it is recorded that Malger of Baumber had pleaded touching certain land during seven years in divers courts against Simon Grim (*Rot. Cur. Reg.*, i, 68).<sup>1</sup> The case, which had ended in a final concord, is referred to in 1194 because Elias Grim brother of Simon was then contesting the agreement on the ground that it was made

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<sup>1</sup> The clerk recording the entry confused the names of the parties.

during his minority. No record of the conclusion of the plea has been found, but among the cases heard at Lincoln in 1202 is the suit which Alexander de Crevequer successfully brings against Malger of Baumber for the possession of a rent of five shillings from the land which passed to Malger under the fine (283). The final concord, the end of the seven years' plea, was made in Henry II's reign.

The ultimate reason for the delay in law suits was that in theory at least everyone ought to appear in person to conduct his suit. The appointment of attorneys was allowed, but the class of professional attorneys who represent their clients in all business in and out of court was as yet unknown. The attorney at the date of the eyre of 1202 was generally some near relative or dependent of the litigant. A woman generally appointed her husband, son, or brother; the head of a religious house would appoint his monk or canon. There are many such attainments in Roll no. 478 (*e.g.* 4, 89, 40). The words used in the roll to record attainments suggest that the person making the appointment was generally present in court. Later, it was customary for a sealed letter, attested by respectable persons, to be sent to the court by the absent litigant. Glanville implies that this practice existed in Henry II's day: "And thus who ever shall come on the appointed day . . . with his letters or without letters, if it is known that he is kin to the absent party he shall be accepted for him in court to win or lose" (I, xii). The actual practice of the courts was not so lenient, and Glanville himself says elsewhere in his book that the attainment must be made by the principal in court (XI, i). Henry de Braybof claimed three knights' fees in Claxby, Normanby, and Tealby against Ralf de Braibof by writ of right. The suit was postponed for a year and a day because of Ralf's illness. On the day appointed, Richard, Ralf's son, appeared on his behalf at Westminster and defended his right and put himself on the grand assize: "And because it was uncertain whether Ralf would ratify what Richard did, four knights were sent to see whether he had sent Richard his son for him." That he had attorned Richard was attested before Simon of Pattishall at Lincoln. It was therefore adjudged that the assize should proceed (*Curia Regis Roll* no. 45, m. 2d). The record of the attestation before Simon at Lincoln was made in 1206, and is printed in this book (1345). It was customary to send four knights to receive the attainment of a person who could not appear in court to make the appointment (12). It was necessary for the king to send letters to say that Robert of Cotes had attorned William Scroop in his presence (17). A litigant might attorn one of the clerks of the justices to answer for him in the plea. Martin of Pattishall, then clerk, afterwards judge, was so attorned by William the dean of Hogsthorpe (1189).

Glanville describes at length the process by which land was lost through the tenant's failure to appear in court to answer the plaintiff's suit. The summons was made by the sheriff by means of four summoners. On the appointed day one of three things might happen. The tenant might come, or he might send an excuse, or he might do neither. Very often he did neither. In that case, the plaintiff waited in court three days and on the fourth day if the summoners, being present, declared

and offered to prove that they had summoned the tenant, he was summoned by a second writ to appear on a day at least fifteen days distant not only to answer the claim of the plaintiff, but also to justify his ignoring of the previous summons. Glanville says that three consecutive summonses were sent out, and that if the tenant did not appear upon the third summons, the land was taken into the king's hand and held for fifteen days. If, during the fifteen days, the tenant did not come, seisin was adjudged to the plaintiff, and if the tenant wished to re-open the case he must buy the writ of right and begin the suit again from the beginning. If the tenant appeared during the fifteen days and wished to repledge his tenement, he was allowed to answer in the suit, provided that he justified his neglect of the summonses. If he appeared upon any summons other than the first he must account for his failure to appear before. He could do this either by producing a writ from the king to the effect that at the time he should have been in court he was on the king's business elsewhere, or he could deny the summons. If he denied the summons, he must swear *duodecima manu*, that is, he must bring eleven or twelve other people to swear to the truth of the statement. If one of his 'oath helpers' made default, or could be successfully challenged because of kinship or any other reason, no other could be appointed. The tenant failed in the suit. "Hugh son of Alan and Ivetta his wife offer themselves on the fourth day against Robert of Haceby touching a plea of one message in Walcot by Folkingham. He has not come nor essoined himself and the summons is attested. Judgement: Let the land be taken into the hand of the king, and let him be summoned to be at Leicester on Tuesday next after the octave of the apostles Peter and Paul to answer therein" (212). "[At Leicester] Hugh son of Alan and Ivetta his wife offered themselves on the fourth day against Robert of Haceby touching a plea of one message to the value of the capital message which John and Agnes themselves hold in Walcot by Folkingham. He has not come nor essoined himself. And one message to the value of the capital message was taken into the hand of the king and held for fifteen days because it was not sought at the hour and term. And therefore it is considered that Hugh and Ivetta have seisin thereof through Robert's default" (499). The practice of resummoning an absent tenant at intervals of fifteen days, and of allowing him to deny the summonses with an oath *duodecima manu*, was not peculiar to the procedure of the king's court. Records of the way in which men lost their land by default in their lords' courts had to be produced by that court before the royal justices if the loser had carried his complaint to the king. These records show that the procedure which Glanville describes was also the procedure in feudal courts (e.g. 1384).

On each fresh departure in a suit the tenant could have his three reasonable essoins. Whether in 1202 the tenant was always allowed the full number of excuses it is impossible to say. In ten cases it is recorded that the plaintiff has offered himself on the fourth day against the tenant who has not come, and the land is taken into the king's hand to be held for fifteen days, and the tenant is resummoned. Three of these cases are the record of the proceedings after the grand assize had

been chosen. Glanville himself says that in such cases, to hasten the proceedings, "it profits more to follow the counsel of the court than to "observe the accustomed course of law and process, wherefore it is "committed to the providence and judgement of the king or the justices "to temper the matter more conveniently and fairly" (II, xii).

Alike in a case of novel disseisin and in a plea touching the non-observance of a fine made in the king's court, the tenant was bound to find pledges to appear in court. If he did not appear his pledges were in mercy, and he was attached 'by better pledges.' If he still failed to come to court after three summonses, the plea proceeded, and the pledges remained in mercy. In both these pleas it was felt that, if the plaintiff's suit were justifiable, the tenant had not only wronged the plaintiff but also affronted the king, either by dispossessing a free man of his tenement, which was an act of violence, or by failing to observe a solemn arrangement made in the royal court: "William son of Roger offered himself "on the fourth day against Elias de Amundeville in a plea of a fine "made touching 4 bovates and 3 tofts in Carlton le Moorland. And he "has not come nor essoined himself, and he was put by gage and pledges; "namely Hugh son of Alive and Walter the tailor. Judgement: Let "him be attached by better pledges to be at Leicester . . . and his "pledges are in mercy because they did not have him whom they had "pledged" (208).

In six cases in Roll 478 it is recorded that the tenant has offered himself on the fourth day against the plaintiff who has not appeared, and in others that the plaintiff has withdrawn or not followed up his suit. In the first of these events the tenant was dismissed without day subject to the necessity of answering in court should the plaintiff wish, and be allowed, to bring another writ against him. There was considerable difference of opinion as to the way in which the plaintiff's default should be punished. The practice in 1202 seems to have been that the absent plaintiff and his pledges were in the king's mercy: "Robert Escrop offered himself on the fourth day against the abbot "of Clairvaux touching the mill and "fountain" of Barton on Humber. "And the abbot has not come nor essoined himself and he was the "plaintiff. And therefore without day, and the abbot in mercy and his "pledges, namely Ralf son of Grim and Gamel son of Grim" (433).

The excuses which the court would receive for the absence of a litigant were many. Sickness might prevent a man from coming to the court. It might be a passing malady. In that case, the essoiner, or person who brought the excuse, must at the choice of the adversary either give lawful proof of the excuse or pledge his faith to have his principal in court upon an appointed day. This essoin, *de malo veniendi*, as the roll calls it, *ex infirmitate veniendi*, as Glanville calls it, could only cover three consecutive summonses. The man so essoining himself must then appear in person or send a competent attorney or a further excuse. The further excuse might take the form of an essoin *ex infirmitate de reseantisa*, as Glanville calls it, or *de malo lecti*, as the roll calls it, that is, a sickness so severe as to necessitate confinement to bed. This excuse must be made on the third day before that appointed for the hearing, and before a suitable person and in a suitable place, and it

covered three summonses. On the third, if the same excuse were offered, a writ was sent to the sheriff commanding that four knights should be sent to view the sickness of the absent person. Cases 1096 to 1114 are the record of the Lincoln people who essoined themselves at Northampton on 15 September. The nature of the essoins is not stated; most of them were presumably essoins *de malo veniendi*. The parties were given a day on which to appear, and the essoiners pledged their faith to have their principals on that day. Robert de Trihamton essoined himself on 26 September at Bedford *de malo veniendi*, and was given a day three weeks after Michaelmas (1116). On that day, he essoined himself *de malo lecti*, and the essoin was made at Aylesby. The words 'Mittantur etc.' which follow the record of this essoin must be understood as meaning that four knights are to be sent to view him. They were told that if Robert's sickness were not 'languor' he must appear on 18 November at Westminster (1194). Richard de Neville, who had essoined himself at Northampton on 15 September against Geoffrey de Campania, essoined himself *de malo lecti* at Bedford on 26 September, and his essoin was made at Dunham (1115). The last Lincoln case entered on the Northampton roll records that Richard de Neville, who had essoined himself *de malo lecti* against Geoffrey, made known to the court that he had not been seen by the knights, and that he sought and received licence of coming to the court (1192). At Bedford, Geoffrey sought a mill in Dunham against Richard, who appeared and asked for a view of the property at issue, and the case was therefore further adjourned (1209).

Other valid excuses were absence on the king's business and on pilgrimage, but the pilgrimage must not have been undertaken after the person who made it his excuse had received the summons to appear in court. Suits were adjourned "without day" if the tenant were in the service of the king over sea. In 1202, many holders of Lincolnshire land were beyond sea with the king in the defence of Normandy. Robert de Ros, Robert the Chamberlain, Robert of Cotes, William de la Laund, Robert de Stuteville, Henry de Longchamp, John Malherbe, Thomas d'Arcy, Doun Bardolf, William de Mowbray, Ralf de Brueria, William de Salceto, were all either actually abroad or about to cross.

If both tenant and plaintiff were present, and the plea were begun by a writ of right, the tenant could obtain a postponement of the suit in order that a view of the land might be made, provided that he owned more land in the same village than the land at stake. A writ was directed to the sheriff commanding him to send free and lawful men of the shire to make the view. The view having been made, and the parties again appearing in court, it was for the plaintiff to prefer his claim in a set form of words: "I seek against this H. the fee of half a knight as my right" and my inheritance whereof my father or my grandfather was seised "in his demesne as of fee, in the time of king Henry, or since the first coronation of the king, and took profits to the value of five shillings" or more, as in corn and hay and other profits; and this I am ready "to prove by my free man, and if ill should befall him, by this man, or by this third man, who saw and heard this." As many free men could be named as the plaintiff wished, but only one could make the duel.

It might be that the plaintiff could not say that the free man 'saw and heard this.' He might then say that he was "ready to prove it by his "free man whom the man's father, being *in extremis*, had enjoined by "the faith by which a son is bound to a father, that if he should hear "any suit touching that land, he would deraign this as that which his "father had heard and seen." The tenant of the land at issue then made his choice whether he would defend himself against the plaintiff by the duel or the "grand assize of the lord king." If he chose the duel and gave pledges, he could not afterwards change his mind. He could offer a reasonable essoin on three consecutive summonses when the view had been made. And when the duel was waged he could enjoy three more consecutive essoins for his own person and three for the person of his champion. The process was long.

The plaintiff must produce another to fight on his behalf because the man who fought, fought as a witness who had seen and heard, and was ready to prove his testimony. The tenant could either fight himself or employ another. Glanville says that very often (*multociens*) a champion was hired to bear testimony and fight. Either party might object to the other's champion on that ground. If objection were made, the duel proceeded on that question, not on the question of the right to the land. The ownership of the land was however decided by the issue of the duel which was fought to prove whether one champion were hired or not. In the suit that William son of Osbert brought against his brother Thomas, Thomas offered to prove his statement by the body of a free man of his. William, as a maimed man, refused to fight, and objected to the champion as "a hired champion." The parties ultimately were brought into agreement (260).

The question of right to land could be settled in this way by the duel, either in the court of the disputants' lord, or in the shire court, or in the royal court if the plea had begun there. If the tenant put himself on the grand assize the suit could not be held either in the court of the lord or in the shire court. It was transferred to the royal court. When the tenant chose the assize, the plaintiff was bound either to grant it, or to show some reason why it could not take place—*quare assisa non potest inde fieri*. If the litigants were kinsmen of the same stock whence the inheritance at issue descended, the plaintiff could refuse the assize. In such a case, the question must be pleaded out, and evidence taken as to which party were "the nearer "to the stock and so the juster heir." If the plaintiff could give no reason why the assize should stand over, it proceeded.

Glanville, in formal phrases, praises the *regale beneficium* of the grand assize as a procedure wherein the truth hangs not upon the word of one witness but of many, and a procedure that did not allow so many essoins as the duel. But from his account, and from the examples in this book, it is evident that the proceedings were very long and tedious, and that had it not been for the possibility of making a binding agreement in court by final concord, suits would have drawn out indefinitely. When the tenant had put himself upon the grand assize without protest from the plaintiff, a writ was issued to the sheriff forbidding any further proceedings in the plea. Matters remained in that state until the

plaintiff came into court and sought a writ commanding that four knights should be chosen, to choose twelve to make the grand assize. In the records of the court the plaintiff is said to offer himself against the tenant in a plea of hearing the election of four knights to choose twelve to make the grand assize (154, 194-5). In the two pleas which Conan son of Thomas brought against the two sons of Astin or Hanketill, neither tenant appeared. They were each resummoned to be at Leicester and the sheriff was ordered to have four knights there at the same time to choose twelve. At Leicester, although the parties to the plea appeared, none of the knights were present (509, 510). It is obvious that indefinite delay was possible. Hence it was usual, Glanville says, to choose six knights so that if two were absent, four were present to do the work of further choice. If only one or two were present, others could be co-opted to make up four. It was usual, also, to choose more than twelve knights to answer the final question. According to Roll no. 478 sixteen knights seem generally to have been appointed.

The question to be put to the twelve knights varied according to whether the plea were between two men not bound by the tie of homage, or between a man and his lord. In the latter case, the fact to be learned from the jury was whether the lord had the greater right of holding the land in demesne or the man of holding it of him. The jurors were summoned to answer the latter form of question in the suit between Pain the carpenter and Robert the small touching one messuage in the bail of Lincoln castle (82). 'It is easy,' says Glanville, 'to frame writs to suit the different business' (II, xiii). The record of the pleas at Lincoln in 1202 shows that rarely was the question actually put to the assembled knights. In one case at Lincoln the jurors met before the judges and answered the question put to them (188). In one case the plaintiff refused to let the knights swear, and acknowledged that the land was the tenant's right (149). In ten cases a final concord was made. The other cases did not reach a conclusion at Lincoln.

Dower was a frequent source of litigation. A woman was entitled to a third of her husband's land as dower. Sometimes the husband dowered his wife at the church door with a specified portion of his property. Sometimes the dower was not assigned until the death of the husband. If the husband named as his wife's dower more than the third part of his land, she could not maintain her seisin of the amount, "because," says Glanville, "a man can give less than the third part of his tenement in dower, more he cannot give" (VI, i). If the woman were satisfied with her dower at the church door she could not complain and demand more land in dower after her husband's death. Litigation often arose over land assigned to a woman in dower at the church door. The law allowed the husband to give away or sell such land: "Because 'since that woman is of right fully in the power of her husband, it is not wonderful that the dower, as well as the woman, should be understood to be fully in the husband's disposition'" (*Ibid.*, iii). If this has happened, the man's heir must secure to the widow her dower, and give the tenant an exchange. If the widow could only obtain part of her dower on her husband's death, she could seek a writ of right directed to

her "warrantor," the heir or the lord, as the case might be, commanding him to do full right to her in the matter of her dower. The plea proceeded in his court until it was proved to have failed to give justice. If the widow could obtain none of her dower, the plea began from the beginning in the king's court. In Glanville's day, the plea of dower could be settled by the duel. But in 1202 the judges at Lincoln will not allow the duel to be waged touching dower: "Walter of Barton" for himself and Katharine his wife sought, as her reasonable dower, "two bovates . . . in Pinchbeck wherewith Lambert son of Dinanz, formerly Katharine's husband, had dowered her. Dinanz came and said that she ought not to have that land in dower because Lambert was not seised of it on the day he married her. And Walter offers to deraign by his body that Lambert was so seised of it. And Dinanz denies. It is adjudged that duel be not made touching dower, and that, because Walter has not produced sufficient proof that Lambert was seised, therefore Dinanz shall hold in peace and Walter be in "mercy for a false claim" (513). The production of witnesses seems to have been necessary, and it was desirable for litigants in such suits to purchase or ask for the sending of a question to a jury: "Maud daughter of Eudo seeks against Robert son of Toke and Gilbert his brother the third part of two bovates less two acres as her reasonable dower from the free tenement which was of Toke, formerly her husband, in Keddington. And Robert and Gilbert come and say that they have offered her her dower, namely three acres wherewith she was dowered, and therein they put themselves upon a jury of the neighbourhood and offer the king half a mark to have that enquiry" (238). If a widow held too much land in dower a writ from the king authorised the admeasurement of her dower (72). The changes of wording in the clauses touching dower in each of the successive issues of Magna Carta show that the judges of the day wanted more detailed guidance in the varied and difficult problems that dower presented. The widow of a substantial landholder need never fear a lonely life. Her dower enhanced her attractions.

Procedure on a writ of right could not be hurried nor cut short, for by its issue a man's ownership to land was settled for ever. If the plaintiff lost his ownership by the verdict of God in the duel, or by judgement on the verdict of the twelve knights in a grand assize, he could not be heard again touching that land in any court. Certainty as to ownership was a necessity of stable society, especially in days when the possibility of civil war lurked in every change of ruler. Nevertheless, the procedure by writ of right gave to the tenant an advantage over the plaintiff; for the duel was but a trial of strength and the grand assize was at the tenant's choice. Moreover, the question of right was often a difficult one. Both sides might have right. The claimant might be a woman whose land during her husband's lifetime was at his disposition. He might have alienated it to a religious house or sold it to a layman. The holder had right, but assuredly the woman had right too. The claimant might be a man whose father had pledged his land, or some part of it, to the ancestor of the tenant for a term which had expired, or the tenant might in good faith have bought the land from



a man who only held it in pledge. There, again, both sides had right. In Glanville's day in such a case as the last, if either party wished to put himself on a jury as to whether the land had been so pledged, the other party must submit to the judgement delivered on the verdict of the jury (Glanville, x, x).

At this date in the course of any action it was possible for either party to raise a definite question of fact touching which he might ask for a jury. Robert de Triampton, in 1202, tried to postpone the plea brought against him by Hawise of Lissington by offering twenty shillings to have an enquiry whether she were under age (39). It was also possible to buy from the king an enquiry as to some flaw in either the claim of the plaintiff or the title of the tenant. In a plea of dower, Laurencia, widow of Walter son of Reinbold, puts herself on a jury as to whether the half messuage in Lincoln, which she claims, were bought from the brothers of Walter's first wife. The tenants, who say that the half messuage was not bought by Walter but was the *maritagium* of his first wife, agree that the question should go to the jury. The jurors say that the half messuage in the plea was not the one which Walter bought, but was the inheritance of his first wife. Laurencia was in the king's mercy for a false claim (255).

From this possibility of sending to a jury questions which might reveal a flaw in the title of one party, developed in time a large group of writs, called, from the phrase which occurred in all of them, writs of entry. A writ of entry, like the writ which called the plea touching ownership of land to the royal court, began *Precipe quod reddat*—"Command A that he restore to B the land into which he has no entry save through C who disseised A of it; [or] save through C the ancestor of A and whose heir A is, who pledged it to him for a term which has expired." The writ of entry might be infinitely varied, but every such writ contained at this date the suggestion of a flaw in the tenant's title. The question suggested in the writ could be put to the jury and a judgement delivered in accordance with their reply. The decision in a plea brought by a writ of entry did not bar the loser of the suit from afterwards bringing a writ of right against his adversary.

The writ of entry against the heir of a disseisor was made a writ of course in 1205 (*Rot. Claus.*, i, 32). The cases recorded at Lincoln in 1202 show that the procedure under these writs was not yet fully worked out: "Avice de Normanville seeks against the abbot of Louth Park eighty acres of land in Fulstow as her right into which he had no entry, as she says, save through Ralf de Normanville, formerly the husband of this Avice, whom in his life she could not gainsay, who sold them to him and his monks. And the abbot's attorney came and sought a view. Let him have it. A day is given them at Coventry" (268). Owing, doubtless, to the "reasonable essoins" of the abbot, the case next appears at Northampton. It was heard there before the vacation: "Avice de Normanville, by Reiner her attorney, seeks against the abbot of Louth Park the right and inheritance of the aforesaid Avice, which Avice' husband, who could not and ought not to give it, gave to the same abbot, and whereof Avice was seised in the time of king Henry the father, taking profits therefrom to the

"value of half a mark and more. And this she offers to deraign against him by a certain free man of her's, Richard Capcrun, who offers to prove this etc. And Peter of Irford, put in the abbot's place, comes and denies the right and seisin of Avice and the whole word for word "by the body of a free man of his, William son of Ralf, and furthermore "he says that the abbot is in the land as in his right." A day was appointed for a further hearing on 15 September (1127). An essoin alone marks that hearing (1108). A final concord was made between them at Bedford on 3 October (*Final Concords*, i, 50; *Fect of Fines*, 127 (5. no. 128). Avice quitclaimed the land to the abbot in return for a hundred shillings in silver.

"Avicia de Normanville seeks against the abbot of Barlings and "Reginald the keeper of the bridge twenty acres of land and five of "meadow in Stainton by Langworth as her right and inheritance, "whereof Ralf de Normanville formerly her husband and she were "seised, as of the fee and right of this Avicia in the time of king "Henry the father, taking therefrom profits to the value of five "shillings or more. And this she offers to deraign against him by "her free man, Robert de Turlaueston', who etc.; or she offers the "king one mark to have a jury by lawful men if the aforesaid abbot "and Reginald had other entry or right in the aforesaid tenement than "through Ralf her husband who had no right therein save through "Avice." Reginald's reply on behalf of the abbot and himself was to deny that they had any right in the land other than wardship through Hugh bishop of Lincoln. He asked that the plea might be postponed since the see was vacant (1177). These records of the pleas of Avice show that the writ of entry was not yet a *breve de cursu*, and the form of procedure on it not yet fixed. Later in the century, the normal practice in such a plea as this would have been to send the question raised in the writ to a jury. The first entry suggests that Avice has brought a definite writ of entry against the abbot of Louth Park. The second shows that she wishes to lay stress upon her own right rather than upon the flaw in the abbot's title. She offers to prove her right by battle and the abbot's attorney accepts the challenge. In the suit she brings against the abbot of Barlings, Avice appears to have brought a writ of right and to be willing either to abide by it and its procedure by the duel, or to purchase the further writ of entry and let the verdict of a jury declare whether the abbot gained his seisin in the way she suggested or not.

The writs of entry, like the writ called *Precipe* and the grand assize, had a double purpose. They offered to the litigant a better procedure and quicker judgement than his lord could give, and they brought to the king's court a considerable volume of business. The framers of Magna Carta, who desired that the writ called *Precipe* should not be issued in such a way that a free man might lose his court, were probably thinking both of the new writs of entry and the old writ *Precipe* of which Glanville speaks. However strongly, as lords of feudal courts, the barons might resent the encroachment of royal on feudal justice, they had no ground for objection to the king's protection of mere possession in his own court. Without raising the interminable question of right,

the feudal courts had no procedure which would restore a man to land of which he had been dispossessed. Until Henry II and his lawyers devised the possessory assizes, it was possible for land to go without a certain lord for years while the question of right was being "followed up in divers courts." Nevertheless, the idea of seisin, or possession, as distinct from actual ownership, was part of the common stock of twelfth century thought. Whatever may have been the case before the Conquest, the transfer of land in Henry II's time was never completed by the mere delivery of a formal deed. The deed was but evidence of a previous giving of land. The vital part of the transaction was the actual, physical, giving of seisin. It might be done by introducing the grantee into the land, or by the symbolical delivery of a clod of earth, a stick, or some such article. Similarly, the process of recovering land in a court of justice was not complete until some authoritative person had given seisin to the successful litigant.

By the end of his reign, Henry II and his judges had framed a number of writs applicable to certain cases of common occurrence, and authorising the summons of a body of twelve lawful men to answer some question touching seisin indicated in the writ. Glanville attempted to draw up a list of the recognitions that could be made in this way, but it is obvious that he did not intend his list to be regarded as complete. It was still possible to frame writs to suit individual cases: "There is," he says, "a certain recognition which is called *mort d'ancestor*, another, touching "the last presentation to churches, another, whether a certain tenement "be ecclesiastical fee or lay fee, another, whether anyone were seised "of any free tenement on the day he died as of fee or of pledge, another, "whether anyone be under age or of full age, another, whether anyone "died seised of any tenement as of fee or as of wardship. And if, as "frequently happens, any similar issues are raised, if the parties are "present in court, then with their consent, and with the counsel of the "court it is devised how the plea may be terminated. There is also "a recognition called *de nova disseisina*." This passage implies that the origin of these writs ought rather to be sought in the efforts of judges to curtail litigation, than in the deliberate intention of creating a new procedure to protect possession in the royal court.

Whatever their origin, their effect was to create a new type of plea. If a man died seised of a free tenement in demesne as of fee, his heir ought to succeed to that tenement. If the heir could not get possession, he could buy the writ of *mort d'ancestor*. The writ was directed to the sheriff, and ordered him to summon twelve lawful men to be before the king or his justices ready to declare on their oath whether the heir of the plaintiff had been seised in demesne as of fee on the day he died, whether he died within the assize, whether the plaintiff were his next heir. The writ varied in form with the circumstances; for sometimes the ancestor had ended his days on pilgrimage, or in a religious house. In such cases the words "on the day he died" were replaced by "on the day he set out on pilgrimage," or "on the day he assumed the garb of religion." The plaintiff in the shire court gave security that he would follow up his suit, and both parties were summoned to be present at the choice of twelve men. But

the choice was not delayed for the tenant's absence. The jurors then, by the sheriff's command, made view of the tenement at stake. It was the sheriff's duty to record the names of the jurors, and to summon the tenant to appear before the royal justices on the day named in the writ. The tenant in such an action could essoin himself twice only. On the third summons, if he remained absent, the case proceeded. If the tenant appeared in court, he was asked whether he wished to say anything through which the assize ought to stand over. He might make an exception to the plaintiff's claim on a diversity of grounds, taking any one of the three questions as the basis of his objection. He must offer proof of his statement, or put himself on a jury as to its truth, unless the plaintiff admitted his objection. The tenant might say, as did Richard son of Ralf and Emma his mother, that the plaintiff had had seisin of all or part of the land in question after his ancestor's death (119). He might declare that a final concord had been made between himself and the claimant, or that he had lawfully acquired the land by the judgement of a court of justice. John son of Adam is obliged to admit, not only that he had made a final concord in the king's court with the tenant's brother touching the land he claimed, but also that he had already been amerced at Westminster for trying to re-open the plea (147). The tenant might successfully object, as did Alan son of the dean of Ormsby, that the ancestor as whose heir the plaintiff claimed had held in villeinage, not as of fee and in demesne (155). Bastardy was an adequate exception. If the plaintiff denied that he were a bastard, he had to obtain a writ to the bishop to authorise enquiry into his legitimacy before the case could proceed. Bertha daughter of Keina, who claimed seven bovates in Bicker, was said by Roger of Huntingfield to be a bastard, and was adjudged a writ to the bishop to prove or disprove her legitimacy (138).

Where the land should have descended to a group of co-heiresses, one of the sisters alone could not bring a writ to regain the inheritance. Inga daughter of Thora who claimed two bovates in Horsington acknowledged in court that she had five sisters who had sons and daughters living, who were as near to the right of that land, if they could have any right therein, as was she herself. That admission would have been sufficient to terminate the suit, but the tenant, of his free will, allowed the assize to proceed touching the fifth part of the land which would have been Inga's share. The jurors said that Inga's ancestor did not die seised of the land. Inga lost her case, but her poverty excused her from amercement for a false claim (28). If the plaintiff and the tenant came of the same stock whence the inheritance descended, seisin of the inheritance could not pass by this assize. It is curious that this fact was so little appreciated that at Lincoln, in 1202, five writs were brought by sons against their brothers, and one was brought by a woman against her sister. Furthermore, the ancestor must have died "within the assize," that is, within a limited period determined by the king for cases of this nature. In 1202, the limit was the first coronation of Henry II, Robert son of Swartheved's action failed because the jurors said that Swartheved died in the time of king Stephen (53). The tenant in this action could, as in the plea of right, declare that he had a warrantor.

He might have received the land by gift, sale, or exchange from someone who had bound himself to warrant his tenure. The case was then adjourned to allow the tenant to produce his warrantor. If he came and warranted the land, the suit proceeded between the plaintiff and the warrantor, and if the latter lost the suit he was bound to give the tenant an exchange. Gilbert of Houghton and Maud his wife were ordered to give William of Rauceby an exchange for the bovate lost through their failure to warrant it (317). Both in proceedings under the writ of right and in this action, the tenant might say that though he held the land, it was only in wardship, or as a pledge, or in villeinage that he held it. The suit could not then proceed against him. The plaintiff must be careful against whom he brought the writ: "The assize of mort d'ancestor" between Redwar daughter of Ake, plaintiff, and Ascelin Palmer, tenant, "stands over because Ascelin comes and says that he is a villein of Thomas of Moulton and holds that land in villeinage, and therefore let Redwar seek a writ against Thomas if she wishes" (395). It was sometimes convenient to be a villein.

"If a dispute arises touching the presentation to a vacant church, it may be settled by a recognition touching the last presentation, if either party ask for it in court" (Glanville, XIII, xviii). The question put to the jury was, "Which patron in time of peace presented the last parson to the church?" The presentation was adjudged to the man who had last presented, or to his heir. The bishop was bound to institute the clerk presented by the successful litigant, if that clerk were a suitable person. The loser in this action might seek the right to the advowson by a writ of right, but the parson presented by his adversary remained in the church, whatever the issue of the plea. The tenant in the assize of darrein presentment, as the recognition came to be called, could admit that the plaintiff had made the last presentation but declare that it had been made through wardship or pledge, or that the advowson had since been alienated to him or his ancestors. In the event of the tenant making such exceptions, the suit proceeded touching them. In 1202, Hacon of Stain was claiming the advowson of Stain by darrein presentment against Robert of Well, who said that the question had already been raised before Geoffrey fitz Peter, and that "the jurors then said that the parson who last died in that church was so old that they could not say who presented the last parson" (47). The many and difficult questions which might arise in this recognition caused the provision in the second issue of Magna Carta that the assize of darrein presentment should only be taken before the justices of the bench at Westminster.

The recognition to declare whether a tenement were lay fee or ecclesiastical fee is dealt with next in order by Glanville. In his day, this recognition dealt not with the seisin of land but with the competence of courts. The church claimed jurisdiction over suits touching land held in "free alms." Some satisfactory method of deciding quickly whether land were held in free alms or not was essential. The Constitutions of Clarendon of 1164 provided a means. A jury was asked the question, "Is the land free alms belonging to such a church or lay fee belonging to such a man?" The assize became known as the assize

*Utrum* from the form the question took in the writ which began the action: *Utrum unum toftum in Waingworth sit laicum feodum Roberti filii Ricardi an libera elemosina priorisse de Stainfeld pertinens ad ecclesiam ipsius priorisse* (23). As the royal justice grew in strength and popularity, this assize changed its character. The king and his justices would not allow the writ to religious houses. There were other remedies in the lay court by which they could regain possession of their land. By Bracton's day, and probably for many years before, only rectors of parish churches, *personæ*, could bring the action. The land of their church belonged to it and not to them. A parson could not plead by writ of right, for he could not say that the land had been his predecessor's, and should be his as his predecessor's heir. Moreover, land which, by the assize *Utrum*, was adjudged to be free alms, was regarded as the parson's right without further proceedings in any ecclesiastical or civil court. The king's court would protect him in his possession of it. The assize *Utrum* had become in fact a proprietary action. Britton, a law writer of Edward I's day, calls it "the parson's writ of right." In 1202, this development was well on its way, for only three such writs began proceedings at Lincoln. In one, the plaintiff refuses to follow up his suit because the tenant says she has no alms in the village where the land is said to lie (23). In the second, the tenant appears, and admits that the land is free alms belonging to the church, and quitclaims it from himself and his heirs for ever (329). The third, which appears to be brought by a parson against his predecessor's son, is postponed at the request of the plaintiff (353).

"Lastly," says Glanville, "there remains to be discussed that recognition which is called *de nova disseisina*. When anyone has "disseised another of his free tenement, unjustly and without judgement "and within the assize, that is within the time set for this action by "the king with the counsel of the chief men of his kingdom, the disseised "may enjoy the benefit of this constitution, and he shall have this writ" (XIII, xxxii). The writ, addressed to the sheriff, ordered the summons of a jury, and the taking of pledges for appearance from the tenant or his bailiff, if the tenant could not be found. If a ditch had been dug or filled up, or a mill pool excavated, by which the free tenement of another were injured, the assize of novel disseisin was the appropriate remedy. The words of the writ were framed to suit the varying circumstances. None of the possessory assizes was more popular than this. No essoins were allowed, and no warrantor could be vouched. The assize proceeded on the first day, whether the disseisor were present or not, "because," says Glanville, "the assize spares neither great nor small." Moreover, the successful plaintiff acquired damages from the disseisor. Their amount was assessed by the jury, and entered on the roll of proceedings (e.g. 108, 111, 112). The action was very speedy. The elimination of the essoins and the warrantors meant that the only delay was that which occurred between the disseisin and the appearance of the judges. It is, therefore, little to be wondered at that Magna Carta demanded that judges should be sent four times a year into the counties to take assizes. This assize was aimed not only at those ill-doers who had dispossessed others in order that they themselves might hold the easier position of tenant in the cumbrous action under the writ of right,

but also at the believers in self-help. The ejection of a man who had himself gained the tenement by forcible ejection was too much like warfare in miniature for the king to view it with favour. A man cast out of his tenement must buy the writ *de nova disseisina*. If he prefers self-help, he must act at once, or he will find that his adversary's wrongful seisin will be protected by the king's judges, before whom he will himself appear in the character of a disseisor.

The assizes of novel disseisin recorded in this book are for the most part simple. The tenant has either disseised the plaintiff unjustly and without judgement, or not. The note of the case is short. Some of the cases are more interesting. The judges uphold the tenant, Robert son of Gamel, in his disseisin of William Burel, who lost, presumably by judgement of a court, land which he had given to Robert in exchange for land committed by Robert to him (162). The assize brought by Maud and William son of Walter against Nicholas of Londonthorpe was dismissed, because the jurors said "he did not so," that is, unjustly and without judgement, "disseise them, but by the judgement of the court "of Roger of Bassingham" (326). The tenants in an assize of novel disseisin brought by Warin the dyer were unsuccessful in their reply to Warin's claim. They said that they had recovered seisin of the land in the court, the burgwaremot, of Lincoln city, through Martin Martel's failure to answer in the court. The city court, however, said that they only acquired the service of the land by judgement of the court. They had therefore no right to evict the tenant unless he were proved to have failed to render the service (249). As years went by, it became a frequent practice for a man who had lost seisin of his land in his lord's court to test the court's judgement by bringing an assize of novel disseisin against the tenant. A group of suitors to the court of the prior of Newington Longueville at Witchingham in Norfolk appeared at Lincoln, in 1206, to bear the record of the suit in that court by which William Blacberd had lost land in Booton to Everard. William had brought a writ of novel disseisin against Everard (1384).

The assize spared neither great nor small, but like all other actions of this date it offered no protection in the king's court to the villein, the unfree, in his tenure of the land he tilled. He may buy the writ of novel disseisin, but the jurors will inevitably answer, "he has not so "disseised him, because that tenement was not free but *villenagium*, land "held in villeinage" (1382). The villein or the free man holding villein land who had unwisely bought the writ, fell into the king's mercy for his false claim, unless of grace it were recorded that he was poor. Robert Drop had brought an assize of novel disseisin against Hawise of Kyme. She did not appear, but her heir, Simon of Kyme, came. The record of the hearing is evidently an echo of what was said in court: "Simon "came . . . and said that this Robert by origin is a villein, and there- "upon he produces Robert's kinsmen, namely Simon his brother, born "of the same father and mother, who acknowledges that he is a villein, "and Simon son of William, Robert's uncle, who likewise acknowledges "that he is a villein, and a certain Franc, who says that his father's "mother was Robert's father's sister, and he also acknowledges that he "is a villein. And Robert acknowledges that they are his kinsmen as

"they say, except that touching Franc he says that Franc's grandmother was his father's mother, not his sister. And he says that if they wish for hire or for any other reason to make villeins of themselves, he for his part does not want to be a villein" (423). From the amount, three marks, that Simon was ready to give the king for licence of concord with Robert Drop, it is highly probable that Robert was not a villein, and that Simon was anxious to end the suit. The usual amount paid for that privilege was half a mark.

The fact that acknowledged or proved villeinage prevented a man from answering for his tenement in the king's court did not mean that the king or his justices took no thought for the humble. The life and limb of the villein was protected against his lord, as against all men. If the villein appealed his lord of maiming him, the king's justices would hear it and judge. Even the accidental death in the pillory at Lincoln of an unknown man who had no pledges could not be hidden (1012). A fugitive villein could only be claimed by his lord in the shire court and under the king's writ. If such a man declared that he was a freeman and no villein, the case could only be heard before the king's justices. If the lord who claimed him as a villein did not appear on the appointed day, the villein went "without day." He remained in seisin of his liberty. The lord who had claimed was in the position of the plaintiff who had not followed up his suit. Villeinage and freedom alike were proved in court by the production of the relatives of the man whose status was at stake. When doubt arose, the question was put to a jury. In Bracton's day, if it were difficult to decide whether a man were serf or free, the judges acted on the presumption of his freedom.

"It very often happens," says Glanville, "that suits in the king's court are terminated by amicable composition and final concord with the consent and licence of the king and his justices" (VIII, i). This book contains many references to these agreements by final concord. The solemn agreement, cast in a stereotyped form of words, and written in the form of a chirograph, was a device of the time of Henry II. When a suit might continue for an almost indefinite time, and when, one suit finished, another might be begun against the successful litigant by a third party, it was essential to find some means of ratifying an agreement between litigants, and at the same time settling the question of right to the land. A final concord was the most solemn form of agreement that could be made. If two parties were in this way brought into agreement in the king's court, touching a piece of land, the ownership of that land could not be claimed by a third party, unless at the time of the making of the concord he had put in his claim:—*apposuit clamium suum*. The final concord of Henry II's time was a two-fold document. The agreement was twice written, head to head, on one piece of parchment. It was then cut along the space left between the two writings, in which the word *Cirografum* had been written. To each party one of these pieces was given. From the sixth year of Richard's reign, a third copy was generally made, written on the original piece of parchment, so that the writing on the third record ran at right angles to that on the other two. This third record was preserved by the king's court as evidence of the agreement, and became known as the "foot" of the fine. Any

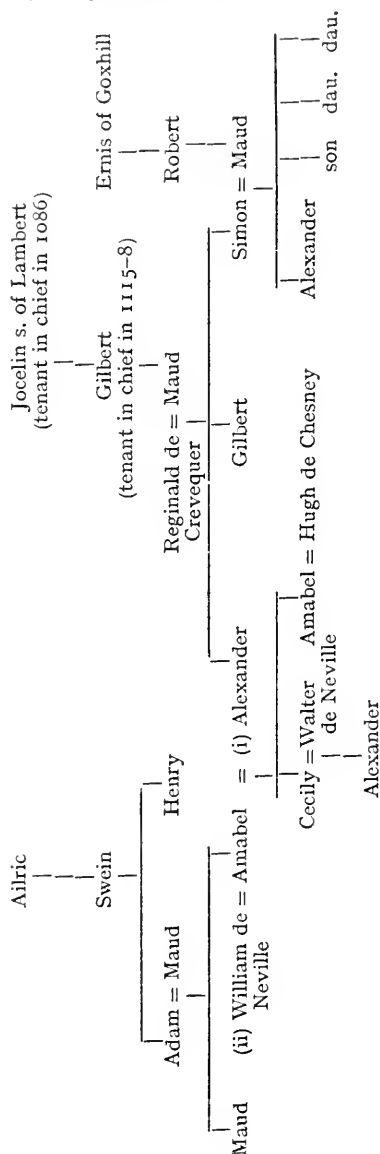


civil litigation in the royal court could in the early thirteenth century be ended in this way by a final concord. The security of tenure afforded by this device led in the course of time to the bringing of countless fictitious suits which issued, and were only intended to issue, in a final concord.

Behind the royal power exercised by the justices at the king's command, lay the shadow of another power which the king could not control. The whole hierarchy of the church courts existed in England as on the continent. They looked to the pope as their head, and so far as they could, administered a law that was not English, but coincident with the holy Catholic Church. Analogy from later history suggests, and references in the rolls of the king's court bear out the suggestion, that the pope encouraged appeals to himself irrespective of the question whether the case had come before the local ecclesiastical tribunal or not. Throughout the twelfth century, the popes in their sphere were doing what the Angevin kings were doing in theirs. They were centralising their power, and steadily drawing to themselves a larger share of legal work. In 1202, the papal power was in strong hands. Innocent III occupied the papal throne. He was soon to show how little it profited an earthly king to defy Peter's heir. Through him John fell. The shadow of ecclesiastical justice lay on the court at Lincoln. Clerks accused of crimes were handed over to the official of the church court to purge themselves in court christian. One of the murders that came before the judges was the revengeful slaying of a man who for murder had been deprived of his orders in the church court. Of the details of procedure in these English ecclesiastical courts we know little. But even when Coke was writing his commentary on Lyttleton, the successors of the church courts of the middle ages were adjudging that men should prove their innocence by compurgation, the ancient method of our Saxon ancestors.

## THE FAMILY OF CREVEQUER OF LINCOLNSHIRE

There is no evidence to connect the Crevequers of Lincolnshire with the Crevequers of Kent. But very probably Reginald de Crevequer, the founder of the Lincolnshire family, was a cadet of the Kentish Crevequers; for he seems to have held no land of his own inheritance in Lincolnshire. His lands were acquired with his wife Maud, the heiress of the barony of Gilbert son of Jocelin son of Lambert. The pedigree of the family may be thus set out:—



Maud, the heiress of the barony, was still alive in 1185 "of sixty years and more" (*Rot. de Dominabus*, P.R.S., p. 20). Reginald had three sons, Alexander, Gilbert, and Simon (*Transcripts of Charters*, L.R.S. xviii, p. 14). Alexander was the eldest (1291). Reginald and his two elder sons were all alive about 1150. By 1166 they were all three dead, for it is recorded in 1172 that Simon de Crevequer made no returns among the *cartæ* of 1166. There is no evidence that Alexander outlived his father and inherited the barony. He married Amabel, co-heiress of the lands of Adam son of Swein son of Ailric, an important tenant on the Laci fee in Yorkshire. Amabel re-married after Alexander's death. Her second husband was William de Neville. In this book he was claiming with her the dower lands which should have come to her from Alexander. She seems to have married William before 1166; for the *cartæ* of that year show him as holding lands in Yorkshire which must have been of her inheritance from Adam son of Swein.

Alexander had no sons. The Alexander whom Dr Farrer considered to be his son (*Early Yorkshire Charters*, iii, 318) must have been Alexander himself. Alexander had, however, two daughters, Cecily and Amabel (*Danelaw Charters*, pp. 27, 28; *Testa de Nevill*, p. 344). Apparently these daughters were passed over when Reginald died, and Simon de Crevequer took the barony. Simon, like his brothers, must have died young. By 1185 he had left Maud a widow of 34 with two sons, Alexander aged five years and another aged four (*Rot. de Dominabus*, p. 18). Simon's land was then in the king's hand and his widow and children were provided with necessities from its issues. The Pipe Roll of the same year records that Walter de Neville renders account of 200 marks to have right touching the lands of Reginald de Crevequer, whose daughter he had married (P.R.S. xxxiv, 91). Cecily and Walter must have held the barony till Walter's death without question being raised in court by the younger line. The fact that the Pipe Roll ignores Cecily's father, and speaks of her as the daughter of Reginald, whereas she was in reality his granddaughter, is good evidence that her father Alexander never held the barony.

By 1202, Alexander son of Simon was a man, and was trying to win back something of what his father had held. The suit against Cecily does not stand alone. Against Mauger of Baumber Alexander was successful at Lincoln (283). Alexander sought to recover the barony by making use of one of Henry II.'s recent legal innovations. He did not challenge Cecily's right to hold the land by bringing a writ of right against her. The fact that she was of the elder line would have given him little chance of success in such a plea. He brought a writ of mort d'ancestor, claiming that since his father Simon had died seised of the land, he ought to have succeeded him (1288, 1291). In such a plea he stood a good chance of success. Cecily at first tried to prevent the taking of the assize by pleading that she and Alexander were too near of kin, since she was the daughter of the elder, and Alexander the son of the younger, of two brothers. It was considered that the assize should not stand over for that reason. She then said that Maud, her grandmother, whose inheritance the land was, died seised, and that from Maud the land passed to her. It was agreed between them

that the question as to whether Maud or Simon died seised should be put to a jury. No final concord made between them has been found, but an agreement was made, for the *Testa* (p. 344) records that in 1212 Cecily was holding the barony, while Alexander held half a knight's fee in Hackthorn and Cold Hanworth by a concord made between them when he made his claim to the whole barony.

# ASSIZE ROLL

No. 478

*Mem. 1*

CORAM . S.

PLACITA ET ASSISE CAPTE APUD LINCOLNIAM IN  
CRASTINO OCTABARUM SANCTE TRINITATIS CORAM  
SIMONE DE PATESHULL' . E. DE FAUKENBERG' ET  
SOCIIS EORUM ANNO REGNI REGIS . J. QUARTO.

For *Coram* . S. see Introduction.

1. Willelmus abbas de Swinesheued ponit loco suo Benedictum priorem de Swinesheued v. Alanum de Duuedic de placito assise de terra in Duuedic ad lucrandum uel perdendum . et ponit eundem v. Thomam f. Eluiue de placito assise de terra in Biker' [Bicker] etc. (*Marg. Linc'.*)

William abbot of Swineshead attorns his prior Benedict to win or lose on his behalf against Alan of Dowdyke in a plea of assize concerning land in Dowdyke, etc.

2. Dominus G. f. Petri mandauit Justiciis quod ipsi ponant in respectum sine die quam diu Robertus de Ros fuerit in seruicio domini Regis ultra mare recongnicionem [*sic*] noue disseisine quam idem Robertus aramiauit v. Simonem de Kimbe. (*Marg. Linc'.*)

The lord Geoffrey fitz Peter, the chief justiciar, commands the justices at Lincoln to postpone indefinitely the assize that Robert de Ros has levied against Simon of Kyne, so long as Robert is in the king's service over sea.

3. Abbas Ricardus de Valle dei [Vaudey] ponit loco suo Willelmum monacum de Ingoldebi [Ingoldsby] v. Thomam de Wellebi [Welby] de placito terre in Wellebi etc. et ponit eundem v. Petrum de Palerun de placito assise noue disseisine etc. (*Marg. Linc'.*)

4. Helena uxor Johannis de Stanford' [*probably* Stamford] ponit loco suo Johannem uirum suum v. Willelmum f. Juliane de placito assise in Ounebi [Aunsby] etc. (*Marg. Linc'.*)

5. Dominus G. mandauit per breue domini Regis in suum breue retornatum quod habere faciat [*sic*] Roberto camerario respectum de omnibus placitis et querelis quam diu ipse fuerit in seruicio domini Regis cum equis et armis per preceptum domini Regis . Et ideo sine die v. Radulfum Bardulf . et v. Simonem de Kim' similiter (et sciendum quod uisus terre quam Radulfus clamat v. eundem Robertum testatus est . et Willelmus f. Amfridi apponit clamium suum in terra illa . ut ille qui est de maiori natu'). (*Marg. Linc'.*)

Robert the Chamberlain, who is over sea in the king's service, has obtained from the king a writ addressed to the chief justiciar commanding that he have respite from all actions so long as he remains in that service. The chief justiciar commands the justices at Lincoln to allow Robert this respite.

6. Luetta uxor Hugonis f. Alani ponit loco suo ipsum Hugonem v. Robertum de Haseebi [Haceby] et Angnetem uxorem suam de placito terre etc. (*Marg. Linc'*)

7. Angnes de Scotenni ponit loco suo Nicholaum de Basing' v. Willelmum de Scotenni (de placito terre) et v. Sibillam que fuit uxor Lamberti de placito terre etc. (*Marg. Linc' nil est.*)

8. Nicholaus de Basing' et Angnes uxor eius ponunt loco suo Walterum de Rasen' [Rasen] v. Willelmum de Scotenni de placito terre et v. Sibillam de Scotenni de placito dotis ad lucrandum etc si idem Nicholaus interesse non poterit.

9. Odo abbas de Chereburn' [Cherbourg] ponit loco suo Willelmum de Valoniis v. Ricardum f. Willelmi de placito terre in Had [Hough on the Hill] et v. Gamel de placito terre et v. Johannem f. Willelmi de placito terre etc.

10. Rogerus prior de Kim' ponit loco suo Jordanum canonicum suum uel Simonem canonicum suum v. Willelmum Basset de placito assisarum etc.

11. Thomas abbas de Kirkested' [Kirkstead] ponit loco suo Simonem de Aluerstan' [Alverstone, co. York] monacum suum v. Bartholomeum de Muleton' [Moulton] de placito noue disseisine de terra in Wildemere [Wildmore Fen] et v. Johannem f. Gaufridi de terra et v. Gaufridum de Neuilla de terra in Straton' et in Snelleslund' [Great Sturton and Snelland] et v. Gaufridum de Lund' de terra in Snelleslund' et in Westladebi [Westlaby] et v. Murielem [*blank*] de placito dotis et v. Willelmum f. Trumez in Langeton' [Langton by Horncastle] et v. Rollandum de Wodehal' [Woodhall] in Langeton' et v. moniales de Stikeswaud [Stixwold] in Langeton'.

12. Petrus de Neuilla. Robertus Beneit. Petrus de Sancto Martino. Nicholaus de Wadingham [Wadingham] missi ad uidendum quem Angnes uxor Walteri de Faukenberg' uellet ponere loco suo v. Simonem de Kim' de placito assise dicunt quod ipse [*sic*] posuit loco suo Hugonem de Faukenberg' inde ad lucrandum uel perdendum.

Four knights are sent to see whom Agnes wishes to attorn, because she cannot come in person into the court to appoint her attorney.

13. Lambertus abbas de Newehus [Newhouse] ponit loco suo fratrem Walterum de Humberstan' [Humberstone] v. Gilebertum de Beningworth' [Benniworth] de placito assise etc.

14. Emma de Lisures ponit loco suo Eudonem de Danuilla uirum suum v. Simonem de Kim' de placito terre in Medringham [Metheringham] etc.

15. Robertus de Breteuilla ponit loco suo Ricardum Martel v. abbatem de Osolueton' [Owston, co. Leicester] de placito assise ultime presentacionis etc.

16. Abbas de Croiland' [Crowland] et prior de Friston' [Freiston] ponunt loco suo Johannem de Sandon' v. Widonem fratrem Martini de

placito terre etc. et abbas ponit eundem Johannem v. Ricardum de Lindsie de placito assise . et v. Willelmum Swift de placito assise . et v. priorem de Spauling' [Spalding] de placito terre etc.

17. Dominus Rex mandauit literis suis quod Robertus de Cotes posuit coram eo loco suo Willelmum Escrop v. Philippum de Kanci et Amiam uxorem suam de placito assise etc.

18. Dominus Rex mandauit per breue suum quod Henricus de Longo campo transfretauit in seruicio domini Regis ultra mare cum equis et armis . et quod ponat in respectum placitum quod est inter ipsum et Amiciam de Amundeuilla quam diu fuerit in seruicio domini Regis.

19. Prior (uenit<sup>e</sup>) de Acra [Castle Acre, co. Norfolk] ponit loco suo Walterum de Sutton' [Sutton St. Mary] v. Fulconem de Flet' [Fleet] de placito assise etc.

20. Rohesia de Verdun ponit loco suo Petrum de Lutreworth' [Lutterworth, co. Leicester] v. Willelmum f. Alanum [*sic*] de placito assise de terra in Kirkebi [Kirkby by Laythorpe] etc. et v. Gregorium et Willelmum presbiteros de placito assise etc.

21. Omnes loquele que sunt inter Johannem Malherbe (querentem<sup>b</sup>) et priorem de Tornholm' [Thornholme] prece ipsius Johannis.

The clerk was not satisfied with this beginning, and began again as follows :—

Omnes loquele quas Johannes Malherbe habuit v. priorem de Tornholm' : prece ipsius Johannis ponuntur in respectum sine die eo quod idem Johannes transfretat in Normanniam in seruicio domini regis . et loquele quas idem prior habet v. eundem Johannem : ponuntur in respectum (sine die<sup>e</sup>) per preceptum domini regis . usque in aduentum domini regis in Angliam qui inde direxit breue suum ad uicecomitem qui breue illud habet.

22. Simon de Lindon' . Hugo Scotus . Willelmus de Morton' . Willelmus f. Amfridi 4 milites summoniti ad eligendum 12 ad faciendum magnam assisam inter Willelmum de Ounebi et Adam de Bollebi [Bulby] de 3 carucatis terre et 1 molendino c. p. in Ounebi [Aunsby] unde idem Willelmus qui tenens est posuit se in mangnam [*sic*] assisam domini regis et petiit recognicionem fieri quis eorum maius ius habeat in terra illa uenerunt et eligerunt istos . Hugonem de Bussei . Willelmum Picot . Martinum Martel . Aluredum de Hadinton [Haddington] . Willelmum Camberlanum de Morton' [Morton] . Willelmum de Lande . Willelmum de Widehal' . Ricardum de Otringham [Ottringham, co. York] . Radulfum de He(i)ling [Healing] . Robertum filium Hamonis . Robertum Ribaut . Johannes [*sic*] de Lalneto . Robertum f. Willelmi de Lekeburn' [Legbourne] . Petrum de Kastelliun . Petrum de Neuilla . Robertum de Mannebi [Manby] . (Concordati sunt . per sic quod dimidiabunt totam predictam terram . excepto capitali mesuagio terre quod remanet ipsi Ade . et heredibus suis . et Willelmus habebit escambium<sup>b</sup>). (*Marg.* In crastino sancti Johannis.)

For the fine see *Final Concords*, i, 34-35 ; *Fet of Fines*, 127/4, no. 59.

23. Assisa (uenit<sup>4</sup>) recongnitura [*sic*] utrum 1 toftum c. p. in Waingworth' [Waddingworth] sit laicum feudum Roberti f. Ricardi an libera elemosina (priorisse de Stainfeld<sup>1</sup>) pertinens ad ecclesiam (ipsius<sup>1</sup>) priorisse de Wangefeld' [*rectius* Stainfield] remanet : quia ipse Robertus non uult prosequi brene illud eo quod priorissa dicit quod nil tenet in Wangefeld' [*rectius* Waddingworth] nec aliquam habet ibi elemosinam . Et idem Robertus hoc congnoit [*sic*] . et est Robertus in m'ia. (Marg. M'ia.)

There has been bad confusion here. The meaning of the case seems to be that Robert has claimed a toft in Waddingworth against the prioress of Stainfield, who replies that her house holds no alms in Waddingworth. Robert acknowledges this, and is therefore in mercy. The clerk has created the form 'Wangefeld' by conflating the names Stainfield and Waddingworth.

24. Ass. ven. rec. si Andreas de Edlington' [Edlington] iniuste et sine iudicio disseisiuit Wimarcam filiam Thoroldi de libero tenemento suo in Edlington' infra assisam . (Juratores dicunt quod<sup>6</sup>) Postea uenit Wimarca et retraxit se et est in m'ia et plegii eius similiter . scilicet . Martinus de Horsinton' [Horsington] . et Simon f. Merewen de Horsinton'. (Marg. M'ie tres.)

25. Ass. ven. rec. si abbas de Barden' [Bardney] et Andreas f. Johannis et Johannes f. Simonis iniuste et sine iudicio disseisiuerunt Thoroldum de Horsinton' [Horsington] de lib. ten. suo in Edlington' infra assisam . Juratores dicunt quod non ita disseisiuerunt eum . Iudicium . Thoroldus nil capiat per assisam . et est in m'ia. (Marg. M'ia.)

26. Simon clericus ponit loco suo Eudonem clericum v. Angnetem que fuit uxor Osberti de placito dotis etc.

27. Ass. ven. rec. si Robertus de Hagetorp iniuste et sine iudicio disseisiuit Johannem f. Reginaldi de lib. ten. suo in Maring' [Mareham le Fen] infra assisam . Juratores dicunt quod ita disseisiuit eum . Iudicium . Johannes habet seisinam suam . et Robertus in m'ia . Dampnum [*sic*] : 12 d. M'ia Roberti dim. m. Alanus de Marton' [Martin by Horncastle] plegius inde. (Marg. M'ia.)

28. Ass. ven. rec. si Berengarius auunculus Inge filie Thore seisisus fuit in dominico suo ut de feudo de 2 bouatis terre c. p. in Horsinton' [Horsington] die qua obiit . et si obiit etc. Quam terram Thoroldus de Wincebi [Winceby] dicit [*rectius* tenet] qui uenit et dicit assisam inde non debere fieri eo quod ipsa Inga habuit sorores quinque que habuerunt filios et filias qui (uiuunt et<sup>1</sup>) adeo sunt propinqui ad ius illius terre si aliquod ius inde haberent : sicut et ipsa . Una autem sororum fuit Alicia que habuit filium sc. Thomam qui uiuit . Secunda sororum fuit Wimarka que habuit filiam quandam sc. Sauculam que uiuit . Tercia fuit Egge que habuit filium sc. Radulfum Peuerel . Quarta autem fuit Guua que (adhuc<sup>6</sup>) habuit filium qui uiuit sc. Thomam (et quinta Sunna uxor Rogeri fabri et habuit filiam Ede sc. que uiuit<sup>1</sup>) . Et ipsa Inga hoc congnoit . Et ideo consideratum est quod assisa non procedat de (tota<sup>6</sup>) predicta terra . Set postea Thoroldus spontanea uoluntate concessit assisam fieri de sexta parte predictae terrae que illam contingeret ad partem suam si aliquod iuris inde habere deberet . Juratores dicunt quod Juratores dicunt quod [*sic*] non obiit inde ita seisisus . Iudicium . Thoroldus teneat . et Inga in m'ia . Pauper est.

See Introduction.



29. Odo f. Stanfordin ponit loco suo Ricardum f. suum v. Alexandrum f. Rogeri de placito assise de terra in Keinebur' [Gainsborough] etc.

30. Walterus de Belebi [Beelby] in m'ia pro defalta. (*Marg.* M'ia.)

31. Robertus f. Gileberti . Robertus de Wadingworth' [Waddingworth] . Willelmus de Clakesbi . Hugo Villanus 4 milites missi ad uidendum infirmitatem abbatis de Bardenay [Bardney] qui se essoniauit de malo lecti v. Walterum f. Walteri ueniunt ueniunt [*sic*] et dicunt quod ipse languidus est et quod posuerunt ei diem a vigilia natalis domini in unum annum apud Turrim Londinii . Et sciendum quod predicti tres milites Robertus f. Gileberti et alius Robertus et Willelmus . fecerunt defaultam apud Londinium quam non potuerunt sanare . et sunt in m'ia. (*Marg.* M'ie tres.)

Apparently, the four knights should have reported the abbot's illness at London before this eyre. Three of them then made default without adequate excuse. The four must have been ordered to make their report before the justices at Lincoln. They did so, and the defaulting three were fined.

32. Johannes de Stow' [Stow St. Mary] et Maria uxor eius . et Ricardus de Cameringham [Cammeringham] et Marioria uxor eius et Thomas f. Rannulli et Alicia uxor eius ponunt loco suo Ricardum f. Swein v. Willelmum f. Ade et Biatriciam [*sic*] uxorem suam de placito terre etc.

33. Burgus de Stanford dat domino regi 10 (marcas<sup>1</sup>) pro habendis consuetudinibus suis antiquis et libertatibus . et ideo inquiratur per comitatum si assise mortis antecessoris solebant capi de tenementis que sunt in Stanford uel non. (*Marg.* 10 m.)

Ancient boroughs like Stamford, jealous of their customs and liberties, did not always welcome the improvements in procedure introduced by the assizes of Henry II.

34. Rogerus de Stratton' [Little Sturton] tulit assisam noue disseisine v. Thomam de Neuilla de lib. ten. ipsius Rogeri in Stratton' et retraxit se et est in m'ia . et plegii eius similiter . sc. Gilebertus de Randeby [Ranby] . Hugo de Randeby.

35. Conuenit inter Gerardum de Kanuilla . et Nicholam uxorem eius petentes . et abbatem Exequie [Lessay] tenentem de ecclesia de Suaueton' [Swaton] c. p. unde assisa de ultima presentacione summonita fuit coram Justiciis sc. quod predictus abbas per monachum suum . [*blank*] positum loco suo per breue Justiciarum remisit et quietum clamauit de se et successoribus suis predicto Gerardo et Nichole et heredibus eorum totum jus et clamium quod ipse habuit in predicta ecclesia . et idem Gerardus et Nichola dederunt et concesserunt predicto abbati et successoribus suis 8 m. de ecclesia predicta percipiendas per manum persone annuatim.

[*Mem. Id*]

36. Ass. ven. rec. si abbas de Kirkested' iniuste et sine iudicio disseisiuit Gaufridum de Neuilla de lib. ten. suo in Stretton' [Little Sturton] infra assisam . Et Simon monachus attornatus abbatis uenit et dicit quod ipse nil clamat in aliquo tenementorum ipsius Gaufridi in Stretton' nisi in quodam tenemento quod idem Gaufridus eis dedit et carta sua confirmauit quam protulit et que testatur quod idem Gaufridus dedit

ecclesie sancte Marie de Kirkested' et conventui eiusdem loci quicquid habuit terre lucrabilis in manu sua ex occidentali parte de Hailinegate in territorio de Northstraton' [Great Sturton] preter Michelholm sine retinemento. Et Henricus de Sancto Samson' positus loco predicti Gaufridi bene concedit cartam et domum terre secundum continentiam carte. set dicit quod abbas disseisinuit eundem Gaufridum de aliis tenementis suis et inde ponit se super juratum. et attornatus abbatis similiter. Juratores dicunt quod abbas non disseisinuit eundem Gaufridum de aliqua terra lucrabili. set de quodam prato sc. quodam siketto quod nunquam aratum fuit antea. et de quodam paruo prato alio quod ipse (abbas) excoriauit. Iudicium. Gaufridus habeat seisinam. et abbas in m'ia. Dampnum 12 d. M'ia. (*Marg. M'ia.*)

37. Prior de Thornholm dat domino Regi dim. m. pro habenda licencia concordandi cum Johanne Malherbe de noua disseisina. (*Marg. dim. m.*)

Idem Johannes Malherbe dat dim. m. pro eodem. (*Marg. dim. m.*)

38. Dominus Rex mandauit per breue suum quod dominus G. f. Petri per cartas canonicorum de Thornholm et per liberos et legales homines diligenter inquireret utrum prioratus de Thornholm' de donacione domini Regis uel Johannis Malherbe debeat esse. Prior ergo (uenit et) protulit cartam Regis Stephani in qua continetur quod ipse pro anima Regis Henrici auunculi sui et pro salute anime sue dedit et concessit in perpetuam elemosinam deo et ecclesie sancte Marie et canonicis regularibus locum suum in bosco de Appelbi [Appleby]. et quicquid comitissa Hathewis et ceteri uicini eis dederunt in elemosinam in terris et pratis et in omnibus aliis redditibus et precipit quod locum suum et omnia sua ubicunque sint: bene et in pace teneant in perpetuum sicut elemosinam suam dominicam. Milites uero electi ad faciendum illam inquisitionem. sc. Hericus de Arci. Philippus de Alta Ripa. Andreas de Wotton' [Wootton]. Petrus de Bekering' [Beckering]. Willemus Hanxel [*sic*]. Rogerus Arsic. Herbertus de Neuilla. Robertus de Basingham [Bassingham]. Ricardus de Otringeham [Ottringham, co. York]. Willemus i. Drogonis. Willemus de Greinesbi [Grainsby]. Eustacius de Ledenham [Leadenham]. Willemus de Baiocis quesiti dicunt quod Rex Stephanus prioratum predictum fundauit. et ibi posuit canonicos. Defuncto uero Rege Stephano et rennante [*sic*] Rege Henrico patre domini Regis idem Rex H. dedit manerium de Appelbi quod est de honore P'uerelli de Dour' [Dover] et in quo situs est predictus prioratus: Willemo Lungespe. fratri suo qui postea manerium illud dedit Johanni Malherbe pro seruicio suo. ita quod duo priores ibi iam fuerunt per Johannem Malherbe. Ista dicunt se scire set non pertinet ad eos ut dicunt de iure discernere set sit super regem ius determinare. Continencia autem carte Willemi Lungespe quam Johannes Malherbe habet de dono predicti manerii: talis est Willemus Lungespe etc. omnibus etc. Salutem. Sciatis me dedisse et concessisse Johanni Malherbe in feudo et in hereditate Appelbi sibi et heredibus suis tenendam de me et heredibus meis cum omnibus eiusdem uille pertinentibus per seruicium i militis. et uolo et firmiter precipio quod predictus Johannes et heredes sui supradictam terram teneant in bene et in pace libere et quiete et honorifice in bosco et plano et pratis et pascuis in uis et semitis et in omnibus locis cum

omnibus libertatibus et liberis consuetudinibus suis . Habet etiam idem Johannes cartam H. Regis (patris<sup>i</sup>) predictum donum confirmantem.

The point of this long enrollment is that before the prior of Thornholme and John Malherbe could compromise their suit it was necessary to ascertain the position of the king in regard to the priory, of which he claimed the patronage. As the king's rights were at issue, the court at Lincoln could only take evidence. The ultimate decision lay with the king.

39. Robertus de Trihamton' dat domino Regi 20 s. pro habenda inquisicione utrum Hawisa de Lissinton' [Lissington] que cum inplacitat habeat etatem: uel non.

Robert obviously wished to postpone the plea by proving Hawise to be under age.

40. Matillis que fuit uxor Ricardi ponit loco suo Haraldum fratrem suum v. Walterum Futenglat' de placito terre.

41. Margareta uxor (Willelmi de<sup>i</sup>) Osbernebi [Osbourneby] ponit loco suo Willelmum uirum suum v. Willelmum f. Jordani de placito assisarum mortis antecessoris etc.

42. Ass. ven. rec. si Alanus pater Wimarce (uxoris Simonis de Burg<sup>o</sup>) fuit seisisus in dominico suo ut de feudo de 7 partibus unius bouate terre c. p. in Addeltorp [Addlethorpe] die qua arripuit iter suum uersus Jerusalem in quo itinere obiit etc. Quam terram Ricardus f. Roberti tenet . Et Walterus de Couintre [Coventry, co. Warwick] dicit quod ipse tenet tres acras de terra illa . et Adam le muer dicit quod ipse inde tenet 7 acras . Et Simon de Burg' [Burgh le Marsh] et Wimarca dicunt quod non tenuit illas tres acras die qua istud breue impetratum set cognoscunt quod Adam tenuit illas 7 acras ante breue impetratum [fuit\*] . Ideo remanet assisa . et Simon et Wimarca in m'ia pro falso clamore. (*Marg. M'ia.*)

Simon and Wimarce, who claim seven-eighths of a bovat against Richard, lose their case because they have to admit that, when they sought the writ against Richard, seven acres of that land were held in demesne, not by Richard, but by Adam le muer. When the case was heard at Lincoln, Walter of Coventry, the earl of Chester's steward, was holding three acres of the land at issue, but Simon and Wimarce denied that he was holding them when the original writ was issued.

43. Ass. ven. rec. si Burius pater Hugonis fuit seisisus in dominico suo ut de feudo de 1 bouata terre c. p. in Wiern' [Withern] die qua obiit etc. Quam terram Robertus de Welle [Well] tenet. Juratores dicunt quod quod [*sic*] Burius fuit ita seisisus inde etc. Judicium . Hugo habeat seisinam . et Robertus in m'ia pro iniusta detencione . Et Robertus offert domino Regi 40 s. pro habendo sacramento 24 militum pro conuincendis iuratoribus quia dicit quod Burius non fuit seisisus die qua obiit nisi de dimidia bouata. (*Marg. M'ia (40 s.<sup>c</sup>) 5 m.*)

The defeated party in a possessory assize could purchase from the king a writ commanding the sheriff to summon twenty-four knights to say whether the original jurors had committed perjury in giving their adverse verdict. This is the writ of attain of later times, and the present case is one of the earliest instances of its employment.

44. Ass. ven. [rec.\*] si Gilebertus Gra et Biliaut uxor eius iniuste et sine iudicio disseisuerunt Gilebertum de Sutton' [Sutton le Marsh] de lib. ten. suo in Malbertorp [Mablethorpe] infra assisam . Juratores dicunt

quod ipsi ita disseisinerunt eum . Judicium . Gilebertus de Sutton' habeat seisinam suam . et Gilebertus Gra in m'ia . Damnum 4 s. M'ia dim. m. (*Marg. dim. m*)

45. Jacobus de Bliton' [Blyton] quem Rannulfus f. Laurencii appellavit de pace Regis infracta et de combustione domorum : habet licenciam concordandi cum ipso Rannulfo . et est in m'ia . Et Rannulfus predictus retrahit se et ponit se in m'ia . Plegii utriusque de m'ia . Robertus de Askebi . Ingerram' f. Simonis . Radulfus f. Laurencii . Radulfus de Neuilla. (*Marg. M'ie due.*)

46. Willelmus de Colenilla ponit loco suo Henricum Mangnum v. Willelmum de Sancto Clar' de assisa mortis antecessoris de terra in Tilebroc [Tilbrook, co. Bedford] etc.

47. Ass. ven. rec. quis aduocatus tempore pacis presentavit ultimam personam que mortua est ad ecclesiam de Stein [Stain] que nacet ut dicitur cuius aduocacionem Hacun de Stein clamat v. Robertum de Well' Et Robertus uenit et dicit quod assisa inde non debet fieri quia ipse Hacun tulit assisam alia uice coram G. f. Petri et sociis suis v. eum et quod iuratores tunc dixerunt quod persona qui [*sic*] ultimo obiit in ecclesia illa tante fuit etatis quod ipsi nescierunt dicere quis presentavit ultimam personam . Et Hacun cognouit quod ipse alia uice tulit ita assisam set quia iuratores dixerunt tunc se nescire : ipse nunc petit assisam fieri per alios iuratores . (Concordati sunt<sup>9</sup>).

For the fine which concludes this suit see *Final Concords*, i, 44 ; ii, 325 ; *Feet of Fines*, 127, 4, no. 97.

48. Simon de Kime [Kyme] ponit loco suo Robertum de Mannebi [Manby] v. Willelmum de Harinton' [Harrington] de placito assise.

49. Sibilla de Scotenn' ponit loco suo Rogerum de Lisewis' v. Nicholaum de Basing' de placito noue disseisine etc.

The appearance of the roll suggests that these two notes of attornment, nos. 48 and 49, were inserted later in a space of about one inch, originally left for the continuation of Hacun de Stain's case, no. 47.

50. Ass. mortis antecessoris inter inter [*sic*] Yngam filiam Gileberti . et priorem de Stikewald' [Stixwold] de 1 bouata terre c. p. in Horsinton' [Horsington] : remanet : quia ipsa Inga cognouit quod ipsa habuit 5 sorores que filios et filias habuerunt de quibus non fiet mencio in breui.

The Inga, Gilbert's daughter, of this case must be identical with the Inga, daughter of Thore, of case 28. Thore generally represents the Scandinavian masculine name *Thori*, but it must here stand for the feminine equivalent *Thora*. In case 28, Inga's mother's name is recorded probably because Berenger, the uncle whose heir Inga claims to be, was her mother's brother.

51. Ass. ven. rec. si magister Simon de Siwell' iniuste et sine iudicio disseisiuit Margaretam que fuit uxor Walteri de lib. ten. suo infra assisam . et nullam uillam nominauit . Et postea uenit balliuus ipsius Simonis et cepit in manu quod reddet ei seisinam suam et iusticii ei concesserunt.

52. Radulfus f. Willelmi de Fenn' tulit ass. noue disseisine v. Bertholomeum [*sic*] de Multon' [Moulton] de lib. ten. ipsius Radulfi in Matingebi [Miningsby] et non est prosecutus et ideo in m'ia . et plegii

eius similiter sc. Benedictus (Bacun<sup>i</sup>) de Wiberton' [Wyberton] . et Rogerus Gernun. (*Marg.* m'ia m'ia m'ia.)

53. Ass. ven. rec. si (Rogerus<sup>e</sup>) Swartheued pater Roberti seisitus fuit in dominico ut de feudo de 2 bouatis terre c. p. in Saltorp [Sausthorpe] die qua obiit etc. . et si ipse Robertus sit eius propinquior heres . Quam terram Robertus de Saltorp tenet . Juratores dicunt quod Swartheued non fuit inde seisitus post primam coronacionem H. Regis quia obiit tempore regis Stephani Judicium . Robertus teneat . et Robertus f. Swartheued in m'ia Pauper est. (*Marg.* m'ia.)

See Introduction.

54. Ass. ven. rec. si Knot pater Alani seisitus fuit in dominico suo ut de feudo de 1 bouata terre c. p. in Sautorp [Sausthorpe] die qua obiit etc. Quam terram Gilebertus de Sautorp tenet . Juratores dicunt quod Knod [*sic*] non obiit inde seisitus ut de feudo set ut de vilenagio . quia uillanus fuit . Judicium Gilebertus teneat . et Alanus f. Knod in m'ia pro falso clamore . M'ia Alani dim. m. Plegii eius : Warinus de Langeton' [Langton by Partney] f. Daniel . et Daniel Thornhord' de Langeton' . (*Marg.* dim. m.)

55. Ricardus f. Ricardi aramiauuit ass. mortis antecessoris de 2 bouatis terre c. p. in Radthebi [Raithby by Spilsby] v. Umfridum clericum de Rathebi [*sic*] et infirmos de Bulingbroc [Bolingbroke] et non est prosecutus et ideo in m'ia . et plegii eius de proseguendo similiter sc. Simon Blanchard' et Walterus f. Ymeri. (*Marg.* m'ia m'ia m'ia.)

56. Ass. ven. rec. si Umfridus pater Walteri de Arebi [Hareby] fuit seisitus in dominico suo ut de feudo de 2 bouatis terre c. p. in Harebi [*sic*] die qua obiit etc. Quam terram Alanus f. Walteri tenet . qui uocauit inde ad warantum Magistrum milicie Templi . Habeat eum apud Westmonasterium a die sancti Michaelis in 1 mensem . Idem dies datus est recognitoribus in banco. (*Marg.* Westm'.)

57. Ass. ven. rec. si Berengarius auunculus Walteri de Harebi fuit in dominico suo seisitus ut de feudo de 2 bouatis terre c. p. in Harebi die qua obiit etc. Quam terram Alanus f. Walteri tenet . qui uocauit ad warantum Magistrum milicie Templi Habeat eum (apud Westmonasterium<sup>d</sup>) ad predictum terminum . Idem dies datus est recognitoribus in banco. (*Marg.* Westm'.)

58. Ass. ven. rec. si Eustacius (filius<sup>e</sup>) (frater<sup>i</sup>) Sibille uxoris Alani fuit seisitus in dominico suo ut de feudo de 1 bouata terre c. p. in Keuremund [Kirmond le Mire] die qua obiit etc. Quam terram Alanus f. Aueredi tenet . Juratores dicunt quod (Aueredus<sup>e</sup>) (Eustacius<sup>i</sup>) non fuit inde seisitus ut de feudo set ut de custodia . Judicium . Alanus f. Aluredi [*sic*] teneat . et Alanus f. Willelmi et Sibilla in m'ia pro falso clamore. (*Marg.* Gaufridus de Lund' in m'ia pro defalta. M'ia.)

59. Ass. ven. rec. si Rogerus pater Gode uxoris Gaufridi fuit seisitus in dominico suo ut de feudo de 1 bouata terre et dim. piscaria c. p. in Surreie [Southrey] die qua obiit etc. Quam terram Goscelinus . . . . et Matilla uidua et Gaufridus uir tenent . Et Matillis et Gaufridus ueniunt et dicunt quod tenent [terram] illam in (dominico<sup>e</sup>) uilenagio de ipso

Goscelino . et Goscelinus non uenit uel se essoniauit . et ideo resummon-eatur quod sit apud Lincolniam die Mercurii post festum sancti Petri auditurus etc et ostensurus etc Et Goda ponit loco suo Gaufridum uirum suum cui idem dies datus est . Et idem dies datus est recognitoribus in banco.

60. Ricardus de Lindes' qui tulit assisam ultime presentacionis ad ecclesiam de . . . . v. abbatem de Croiland' [Crowland] non est prosecutus et ideo in m'ia . et Robertus f. . . . . plegii eius similiter.

61. Petrus de Bekering' . Robertus de Mannebi . Willelmus de Kar . . . . . summoniti ad eligendum 12 ad faciendum magnam assisam inter Willelmum de Wilegbi . . . . . de dim. bouata terre c. p. in S . . . . bi unde eadem luetta que tenens est posuit se in . . . . . domini regis petiit recognicionem fieri quis eorum maius ius habeat in terra . . . . . Orebi Willelmum de . . . . . Baldricum de Grendale . . . . . Juratores dicunt quod Juliana [sic] maius ius habet in terra illa . Iudicium . Juliana teneat in pace et Willelmus in m'ia. (*Marg. m'ia* )

The end of this membrane is in very bad condition.

*Mem. 2.*

62. Ass. ven. rec. si Robertus Pilate iniuste et sine iudicio disseisiuit Simonem clericum et Hawisam uxorem suam de lib. ten. suo in Scredinton' [Scredington] infra assisam . Juratores dicunt quod ita disseisiuit eos . Iudicium . Robertus in m'ia . et Simon et Hawisa habeant seisinam suam . Dapnum [sic] 20 s. M'ia 20 s. (*Marg. M'ia 20 s.*)

63. Loquela inter Thomam de Arecy petentem et Heruicum de Aresci [sic] tenentem de seruiciis que ideam Thomas ab eo exigit ponitur in respectum sine die propter seruicium domini Regis ad quod uadit ultra mare . et loquela inter eosdem de ecclesia de Flickesburc [Flixborough] similiter in respectum sine die pro eodem.

64. Thomas de Aresci ponit loco suo Petrum de Neuilla de placito assise noue disseisine v. Simonem de Kim' [Kyme] etc.

65. Thomas de Arescy sumonitus [sic] ad warantizandum cartas antecessorum suorum (et ipsius Thome<sup>i</sup>) quas prior de Noketon' [Nocton Park] habet qui queritur quod idem Thomas deforciat ei communam pasture (in Noketon<sup>i</sup>) quam habere debet per cartas predictas . uenit et dicit quod nullam pasturam quam habere debet in predicta nulla deforciauit . set dicit quod idem prior superonerauit pasturam quam habere debuerit in communi ita quod ipse impetrauit breue *justiciarum* de pastura illa amensuranda et amensurata est per illud preceptum . et aliter non deforciauit ei pasturam . Et prior dicit (quod<sup>i</sup>) nunquam fuit summonitus ad illam amensuracionem . et si facta fuit illa amensuracio secundum terram quam Thomas modo ibi habet : facta est iniuste quia postquam cartas suas habuerit de antecessoribus ipsis Thome : diminuta est domus sua de (pastura<sup>i</sup>) M. et D. acrarum terre que prius fuerunt pastura et nunc sunt terra lucrabilis . Et Thomas uenit et petit uisum illius terre lucrabilis . Habeat uisum . (Loquela ista ponitur sine die in respectum . quia Thomas transfretat ad seruicium domini regis<sup>p</sup>).

The last sentence was added later in a space made by the erasure of a note beginning *Dies datus est*, fixing a day for the further hearing of the case.

The essence of this case is that the prior alleges that Thomas is withholding from him common of pasture in Nocton which he ought to have by virtue of the charters of Thomas and his ancestors. Thomas answers that the prior overstocked this pasture, so that he, Thomas, obtained a writ directing the admeasurement of the pasture. Apart from this admeasurement, Thomas has withheld nothing from the prior. The latter replies that he was never summoned to the admeasurement, and that if it were made according to the land which Thomas then held it was unjust, because, since the charters were granted, 1500 acres had been converted from pasture to arable. A view of this arable is ordered at Thomas' request, but the plea is immediately respited indefinitely, because Thomas is crossing the sea in the king's service.

The chief interest of this case is the evidence which it affords that large tracts of land were being converted from pasture to arable in the closing years of the twelfth century. It was probably the continuance of this practice which in 1235 led to the insertion of a clause in the Statute of Merton allowing a lord to 'approve' the waste provided that he left enough common for his tenants. This clause only refers to rights of common annexed to arable holdings—the 'common appendant' of later law. It does not touch cases like the present, in which the common is claimed by virtue of an express grant—'common appurtenant.' Such cases must generally have been settled by agreement.

66. Richolda uxor Thome de Wellebi [Welby] ponit loco suo Thomam uirum suum v. abbatem de Valle Dei [Vaudey] de placito assise mortis antecessoris etc.

67. Ass ven rec. si abbas de Selebi [Selby] disseisiuit Robertum de Granho iniuste et sine iudicio de lib. ten. suo in Amecotes [Amcotts] infra assisam. Juratores dicunt quod abbas non ita dissiiuit [*sic*] eum. Iudicium. abbas teneat et Robertus in m'ia. (*Marg.* m'ia.)

68. Osbertus f. Simonis ponit loco suo Simonem de Quitinton' v. Willelmum de Grandon' de placito assise de terra in Kenebur'.

69. Eua uxor Radulfi de Seint Liz ponit loco suo Radulfum uirum suum v. Rannulfum de Blankenei [Blankney] de placito noue disseisine etc.

70. Ass. ven. rec. si Willelmus de Coleuilla iniuste et sine iudicio disseisiuit Gaufridum de Saucusamar' de lib. ten. suo in Loupinton' [Lobthorpe?] infra assisam. Juratores dicunt quod non ita disseisiuit eum. Iudicium. Willelmus teneat. et Gaufridus in m'ia.

71. Alexander de Creuequer ponit loco suo Rannulfum de Tuuetorp [Towthorpe] v. Malgerum de Bamburc' [Bamber] de placito assise etc. Et Gaufridus dat domino Regi 20 s. per sic quod jurata fiat per probos et discretos homines et maturos homines.

The Geoffrey of this entry is the Geoffrey de Saucusamara of case 70. His name reappears among those who owe money to the king at the end of the proceedings at Lincoln.

72. Ass. ven. rec. si Nicholaus de Basing' iniuste et sine iudicio disseisiuit Sibillam de Scotenn' de lib. ten. suo in Steinton' [Stainton le Vale] post coronacionem domini Regis apud Cantuariam. Dominus G. f. Petri mandauit quod ipsa Sibilla habeat talem seisinam de dote sua qualem habuit die qua Nicholaus eam disseisiuit. et quod iuste et secundum

consuetudinem Anglie facerent amensurare dotem illam : si ipsa plus habeat (in dotem<sup>9</sup>) quam habere debet . Et redditur ei seisin<sup>a</sup> sua . et datus est dies Sibille predictae : die Mercurii proxima post octabas apostolorum Petri et Pauli apud Lincolniam ad respondendum de predicta amensuracione.

Cases 7, 8, and 49, are the attainments in this suit. It would seem that Nicholas, husband of Agnes de Scoteni, considered that Sibyl, widow of Lambert de Scoteni, had received more than her proper dower on Lambert's death. In such a case the procedure was for the heir, in this case Agnes acting through Nicholas, to obtain from the king a writ ordering the sheriff to measure the dower. Instead of this, Nicholas disseised Sibyl of part of her dower. She thereupon brought a writ of novel disseisin against Nicholas. Apparently Nicholas acknowledged the disseisin, and appealed to the chief justiciar for a writ directing the admeasurement of Sibyl's dower. The justiciar orders that Sibyl be replaced in seisin of her whole dower pending the admeasurement.

73. Alanus de Keucermunt [Kirmond le Mire] ponit loco suo Ricardum clericum v. Maugerum de Rudestan' de placito warantie cartarum etc.

74. Johannes abbas de Luda [Louth Park] ponit loco suo Gilebertum monacum suum v. Murielem de Farlestorp [Farlesthorne] de 1 bouata terre in Turlebi [Thurlby near Bilsby] etc. et idem ponit eundem v. Angnetem de Salfetebi [Saltfleetby] de placito prati . et v. Rogerum de Estrebi [Asterby] de terra in Grimonbi [Grimoldby] et v. Robertum fabrum de placito assise mortis antecessoris etc.

75. Idonea de Askebi [? Ashby by Fenby] ponit loco suo Walterum de Orrebi [Orby] v. Henricum de Briggele [Brigsley] de placito assise mortis antecessoris etc.

76. Willelmus de Baious . Rogerus de Luxuuo . Rogerus de Sancto Martino . Willelmus Blanchard' 4 milites summoniti ad eligendum 12 ad faciendum mangnam [sic] assisam inter Willelmum f. Johannis et Widonem f. Petri de quater viginti acris terre et 10 c. p. in Sumercot' [Somercoates] unde idem Wido qui tenens est posuit se in mangnam assisam domini Regis et peccit recognicionem fieri quis eorum manus ius habeat in terra illa uenerunt et eligerunt istos . Rogerum de Lasceles . Willelmum f. Amphridi [sic] . Willelmum de Greinesby [Grainsby] . Gaufridum Malcouenant . Petrum de Castillun . Willelmum f. Drogonis . Willelmum f. Walteri de Malbertorp [Mablethorpe] . Eudonem de Alford . Ricardum de Hak . Philippum f. Rabode . Warinum de Hathlée . Thomam de Bekeringe [Beckering] . Ricardum f. Roberti . de Tathewelle [Tathwell] . Robertum de Esfordebi [Asserby] . Willelmum Arsic . Radulfum de Normanneuilla. (*Marg. Concordati sunt.*)

For the fine which concludes this suit see *Final Concords*, i, 38, ii, 325 ; *Fet of Fines*, 127/4, no. 75.

77. Robertus de Haia ponit loco suo Eustacium de Foresford' [sic] [Farford] v. Ricardum f. Roberti de placito assise etc.

78. Alienor uxor Thome de Bekering' [Beckering] ponit loco suo Thomam uirum suum v. Rannulfum Sadewi (de placito assise mortis antecessoris et v. Hugonem Winter de placito assise<sup>9</sup>).



79. Prior de Spauling' [Spalding] ponit loco suo Walterum de Pincebec [Pinchbeck] v. abbatem de Croiland' [Crowland].

80. Matillis que fuit [uxor<sup>s</sup>] Ricardi ponit loco suo Haroldum fratrem suum v. Walterum Futenglac' de placito terre etc.

In cases 77, 78, and 80, the appearance of the roll suggests that the clerk wrote the note of attornment first, and added the description of the plea at some later time. In case 79 the description was never added.

81. Dies datus est abbati de Rupe [Roche, co. York] per Reginaldum attornatum suum et (Petro<sup>i</sup>) attornato (per<sup>e</sup>) Willelmi de Scotenn' de placito terre in 1 mensem post festum sancti Michaelis prece partium. Et habent licenciam concordandi . apud Westmonasterium. (*Marg.* Westm'.)

Cp. *Final Concords*, i, 12 ; *Feet of Fines*, 127/2, no. 2.

82. Willelmus de Baiocis . Herbertus de Lekeburn' [Legbourne] . Willelmus Blanchard' . Robertus de Croxton' [Croxton] 4 milites summoniti ad eligendum 12 milites ad faciendum magnam assisam inter Paganum carpentarium et Robertum paruum de 1 mesagio c. p. in ballio castelli Lincolnie unde idem Robertus qui tenens est posuit se in mangnam [*sic*] assisam domini regis et peciit inde recognicionem fieri utrum ipse maius ius habeat tenendi mesagium illud de predicto Pagano : uel ipse Paganus tenendi illud in dominico eligerunt istos . Willelmum Picot . Martinum Martel . Reginaldum de Ingham . Rogerum de Sancto Martino . Willelmum camerarius [*sic*] . Hugonem Malet . Radulfum de Normanuilla . Hugonem del Merle . Gaufridum Columbain . Jollanum de Estow' [Stow] . Robertum Beneit . Robert f. Eudonis de Tedelbi [Thealby near Burton Stather] . Johannem de Hascebi . Herebertum de Neuilla . Hugonem de Kauz . Willelmum de Houton' . (*Marg.* Concordati sunt.)

For the fine which concludes this suit see *Final Concords*, i, 42 ; ii, 332 ; *Feet of Fines*, 127/4, no. 88.

83. Abbas de Selebi [Selby, co. York] ponit loco suo Rannulfum de Normannebi [Normanby by Spital] v. homines Willelmi de Mubray de placito suspencionis leporariorum suorum etc. et v. Robertum de Greneho de placito assise noue disseisine et v. Rogerum de O(u)mbi [Owmy by Spital] de placito assise mortis etc.

Presumably William's men had been pulling up the wickets of the abbot's warrens. William was lord of the greater part of the Isle of Axholme, in which Selby abbey possessed much land.

84. Willelmus Foliot dat domino Regi dim. m. pro habenda licencia concordandi cum Ediuā Trot de noua disseisina. (*Marg.* dim. m.).

For the fine see *Final Concords*, i, 50-1 ; *Feet of Fines*, 127/5, no. 129.

85. Assisa (mortis antecessoris<sup>i</sup>) quam Fulco de Flet' [Fleet] tulit v. priorem (de<sup>i</sup>) Acr' [Castle Acre, co. Norfolk] de terra in Flet' : remanet : quia idem Fulco congnouit quod prior non tenet terram illam in dominico set liberi homines de eo.

86. Abbas de Valle dei [Vaudey] ponit loco suo [*blank*] monacum suum v. Templarios de placito terre etc.

87. Adam de Sancto Laudo dat domino Regi 1 m. pro mangna assisa sua festinanda,

88. Claricia de Aketorp ponit loco suo Robertum filium suum v. Johannem f. Radulfi de placito assise mortis antecessoris etc.

89. Assisa de ecclesia de Lissinton' [Lissington] inter Gilebertum de Riggesbi [Rigsby] et decanum et capitulum ecclesie Eboracensis ponitur in respectum sine die : quia dominus Rex mandauit quod dominus G. f. Petri non permetteret quod decanus et capitulum Eboracensis ecclesie respondeant uel trahantur in placitum de aliquibus tenementis suis uel libertatibus ecclesie sue : donec controuersia que est inter Eboracensem archiepiscopum et ipsos decanum et capitulum sopita fuerit.

This 'controversia' was the prolonged and acrimonious dispute between Geoffrey Plantagenet, archbishop of York, king John's illegitimate brother, and the chapter of York. The dispute is described at length by Stubbs, Preface to *The Chronicle of Roger Hoveden*, vol. iv, chapter 1.

90. Leniua uxor Roberti de Blakewell' ponit loco suo Robertum uirum suum v. Sparhauec de placito assise mortis antecessoris Et Ailild et Margeria et Begild et Matillis (sorores<sup>1</sup>) ponunt eundem Robertum loco suo v. eundem etc. Et Margeria quinta soror ponit loco suo Alanum uirum suum v. eundem etc.

It is a very common thing to have two brothers or sisters bearing the same name at this date.

91. Matallis Extranea [L'estrangle] ponit loco suo (Fulconem uirum suum<sup>6</sup>) Willelmum f. Henrici v. Philippum de Burnham [Burnham, co. Norfolk] et Emmam uxorem suam de placito terre et 2 mesagiorum in Ringsted' et Lucham . et Weniz [Ringstead, Litcham, and Winch, co. Norfolk]. (*Marg. Norf.*)

92. Emma (que fuit<sup>1</sup>) uxor Gaufridi Baard ponit loco suo Thomam de Kellebi [Kelby in Haydor] v. Matillem filiam Hugonis de . . . . .

93. Normannus f. Fin qui tulit assisam noue disseisine de lib. ten. suo in Olesbi [Ulceby near Brocklesby] v. Willelmum de Aubenn' venit et retraxit se et posuit se in m'ia et plegii eius similiter in m'ia . sc. (Robertus<sup>6</sup>) Thomas f. Roberti de Torinton' [Thornton Curtis] . . . . . f. Rogeri de Wodeton' [Wootton].

94. Eudo de Bauent ponit loco suo Walterum de Bauent filium suum v. Walterum f. Nicholai de placito . . . . . de terra in Wincebi [Winceby].

95. Katerina de Sancto Botulfo [Boston] ponit loco suo Walterum de Barton uirum suum v. Dinand de Gober . . . . . [Gosberton] de placito dotis etc.

96. Abbas de Torinton' [Thornton Curtis] ponit loco suo fratrem Ricardum v. Gilebertum de Beningeworth' (de placito terre . et molendini . et v. Jollanum de Amundeuilla de placito warantie cartarum<sup>9</sup>).

See note to case 80.

97. Matillis uxor Willelmi Basset ponit loco suo Josceum de Wirkesop' [Worksop, co. Nottingham] v. canonicos de [Kyme] et Osbertum de Metringham de terra in Metringham [Metheringham].

The name *Kyme* is illegible in the text. Cp. *Final Concords*, i, 55.

Idem Willelmus ponit eundem Josceum v. Osbertum eundem de eodem etc.

98. Hugo prior de Stikeswud [Stixwould] dat domino Regi dim. m. pro habenda licencia concordandi cum abbate de Kirkested'. (*Marg.* dim. m.)

Idem Abbas dat dim. m. pro eodem. (*Marg.* dim. m.)

99. Robertus (homo Radulfi) de Kim' [Kyme] in m'ia pro (de<sup>e</sup>) tumultu.

100. Abbas de Burg' [Peterborough, co. Northampton] ponit loco suo Hugonem Scotum v. abbatem de Exaquio [Lessay, diocese of Coutances] de placito advocacionis ecclesie de Sudbroc [Sudbrooke] . et de inquisicione de Nortorp [Northorpe] etc.

101. (G. fil<sup>e</sup>) Gunnora de Gant ponit loco suo (Henricum . . . v.) Willelmum de Sancto Helario [*sic*] de placito assise mortis antecessoris etc.

The word which follows Henry is illegible. It may be his surname, or it may be *et icineld'*.

102. Fulc de Oiri dat 1 m. pro habendo respectum de mercato suo usque in 1 mensem post *purificationem*.

This entry is written in two lines half the length of the lines of the other cases. It is obviously an afterthought, put here because there was a little space in which to insert it.

*Mem. 2d. [which is written in another hand].*

103. Ass. ven. rec. si Bartholomeus de Muleton' [Moulton] et Reginaldus Cote . Gaufridus de Beniton' [Benington in Holland] . Haldanus clericus . Walterus f. Leuin' . Rogerus f. Reginaldi Cote . Petrus f. Rabbod . Willelmus Kidewild' . Thomas f. Burghard' et Willelmus frater eius . et Alanus f. Johannis iniuste et sine iudicio disseisuerunt eum de communi pastura sua in marisco de Cuningesby [Coningsby] que pertinet ad lib. ten. suum in eadem uilla post festum sancti Michaelis proximum ante primam coronationem domini Regis . Juratores dicunt quod ita disseisuerunt eum . Iudicium . Abbas habeat seisinam suam . et alii omnes in m'ia . Dapnum : 20 m. m'ia. (*Marg.* m'ia.)

The clerk has carelessly omitted the name of the plaintiff, the abbot of Kirkstead.

104. Gunild' que fuit uxor Willelmi de Cestrefeld' [Chesterfield, co. Derby] ponit loco suo Robertum de Stauele [Staveley, co. Derby] uirum suum v. Andream de Screinton' [Scredington] de placito assise mortis antecessoris etc.

This entry seems to be a later insertion.

105. Abbas de Kirkestede dat domino Regi . quinque marcas pro habendis recognitoribus de Lindes' [Lindsey] qui non attingant [*sic*] ipsum abbatem uel alios. (*Marg.* 5 m.)

106. Assisa de morte antecessoris inter Henricum f. Hugonis . et Alanum f. Reingot et Ysoudam uxorem eius de 2 bouatis terre et dimidia

in Totintun' [Toynton All Saints or Toynton St. Peter] ponitur in respectum sine die per breue domini Regis de ultra mare quod [sic] Alanus est in seruicio domini Regis ultra mare.

107. Dies datus est Radulfo de Normannebi posito loco abbatis de Selebi et senescallo Willelmi de Mubrai de placito suspensicionis [sic] leporariorum suorum á die dominica post octabas apostolorum Petri [sic] in 1 mensem. (*Marg.* Northam't.)

See case 83.

108. Ass. ven. rec. si Ascerus Be iniuste et sine iudicio disseisinit Hawisam que fuit uxor Godrici de lib. ten. suo in Sumercotes [Somerccotes] infra assisam. Juratores dicunt quod disseisinit eum. Iudicium. Hawisa habeat inde seisinam. Dampnum 2 s. m'ia. (*Marg.* m'ia.)

109. Ass. ven. rec. si Rogerus de Ringesdun' (Ringstone) fuit seisitus in dominico suo ut de feodo suo de 2 bouatis terre c. p. in Lefsingham [Leasingham] etc. et si Robertus filius eius sit eius propinquior heres Quam terram Willelmus Grimbaut tenet. Et Willelmus uenit et dicit quod assisa non debet inde fieri quia alia nice coram G. de Luci et sociis suis tulit ipse Robertus assisam super patrem eius de eadem terra. et ibi facta fuit concordia. ita quod 1 bouata terre remansit ei de eadem terra per illam concordiam. et cyrografum factum fuit inter eos. ita quod ipse Hugo partem cyrografi sui et quidam ex seruientibus suis habuit illud in custodia. et recessit malo ab eo et reddidit ipso Roberto partem suam. Et Robertus defendit quod nunquam inde fecit concordiam ut Willelmus dicit. Et Willelmus quesitus per quem aut quo modo teneat terram illam dicit quod tenet eam ut hereditatem suam. Concordati sunt.

As heir of Roger, Robert claims against William 2 bovates in Leasingham. William replies that before Godfrey de Lucy and his fellow justices, Robert had made a final concord touching the same land with William's father, Hugh; and that Hugh entrusted his part of the cirograph to one of his servants, who afterwards fled from him and gave it to Robert. This statement is not confirmed by any records which are at present known. Robert denies that the concord was made as William says. William says that he holds the land at issue as his inheritance. The parties come to an agreement. For the fine see *Final Concords*, i, 55; *Feet of Fines*, 127/5, no. 145.

Godfrey de Lucy and his fellow judges are known to have visited Lincoln in October 1187.

110. Loquela inter Jordanum Foliot petentem et fratres milicie Templi de placito seruicii ponitur in respectum a die sancti Michaelis in 1 mensem apud Westmonasterium propter libertatem quam predicti fratres habent per cartam. Idem Jordanus ponit loco suo Normannum de Saxebi [Saxby] de placito seruicii v. priorem sancte Katerine.

A space of about one inch was left for the continuation of case 109. At some time after case 111 had been enrolled, case 110 was crowded immediately over it by a clerk who did not wish to encroach upon the space which might be wanted for the rest of case 109.

III. Ass. ven. rec. si Walterus de Couentre [Coventry, co. Warwick] et Alanus de Harebi [Hareby] iniuste et sine iudicio disseisauerunt Walterum de Halebi [sic] de lib. ten. suo in Bulingbroc [Bolingbroke]. infra assisam. Juratores dicunt quod disseisauerunt eum. Iudicium Walterus habeat inde seisinam. Dampnum. 6 s. et 6 d. m'ia. Et Alanus tenet de aliis quam de Hospitalariis. (*Marg.* m'ia.)

112. Ass. ven. rec. si Willelmus de Ses iniuste et sine iudicio disseisiuit Hugonem de Ses . de lib. ten. suo in Totele [Tothill] infra assisam . Juratores dicunt quod disseisiuit eum . Iudicium Hugo habeat inde seisinam Dampnum . 3 m. (*Marg. m'ia.*)

113. Assisa de morte antecessoris inter Alexandrum de Creuequer et Ceciliam de Creuequer tenentem de feodo 1 militis in Helveswell' [*sic* —Harpwell] et aliis pluribus uillis remanet quia Alexander noluit sequi breue istud . quia fecit finem cum domino rege de feodo 15 militum pro 40 m. et breue istud loquitur de feodo unius militis . Et ideo Alexander in m'ia . et plegii eius de proseguendo. (*Marg. m'ia.*)

For this and other pleas touching the Creuequer family see Introduction.

114. Assisa de morte antecessoris inter Rannulfum f. Umfridi et Aliciam uxorem eius petentes et Thomam de Begering' [Beckering] et Alienoram uxorem suam tenentes de 1 bouata terre c. p. in Stiuetun' [Stewton] remanet . quia Thomas dicit quod Alicia habet 2 sorores que deberent tantum iuris habere in ipsa terra . et non uult sine eis respondere.

115. Ass. ven. rec. si Gerau pater Agnetis uxoris Willelmi de Rasen' [Rasen] fuit seisitus in dominico suo ut de feodo suo de 12 bouatis terre c. p. suis in Herdewic [Hardwick in Nettleton] die qua obiit etc. et si ipsa Agnes propinquior heres eius sit . Quam terram Willelmus de Neuilla et Amabella uxor eius tenent . Et Willelmus et Matheus atornatus Amabelle uxoris Willelmi ueniunt et dicunt quod predicta Agnes (habuit) quendam fratrem (Ricardum nomine) qui fuit seisitus inde post mortem Gerau . et preterea dicunt quod terra illa est dos uxoris eius et quod ipse Willelmus nil clamat in ipsa terra nisi per dotem de dono Alexandri de Creuequer primi uiri sui et inde uocat ad warant. Ceciliam de Creuequer heredem ipsius Alexandri . Habeat eam a die [*sic*] apud Leicestriam a die jous post festum apostolorum Petri et Pauli in 15 dies [18 July, 1202] . Idem dies datus est omnibus recognitoribus in banco . Et Willelmus de Rasen' et Agnes uxor eius ponunt loco suo Ricardum de Rasen' Et Willelmus de Neuilla ponit loco suo Eudonem de Auford [Alford] etc.

William de Neville's reply to the claim of William of Rasen and Agnes his wife is two-fold : (1) That Agnes had a brother Richard who was seised of the land after Gerau's death. It may be presumed from this that Richard was Gerau's heir, otherwise Agnes should have brought the assize against Richard and not William de Neville and his wife. (2) That the land is only held by William de Neville and Amabel as Amabel's dower from Alexander de Creuequer, her first husband. They vouch Cecily de Creuequer, Alexander's heir, to warranty.

116. Ass. ven. rec. si Eustacius pater Hugonis fuit seisitus in dominico suo ut de feodo suo de 20 acris terre c. p. in Stiuetun' [Stewton] die qua obiit etc. et si ipse Hugo eius propinquior heres sit . Quam terram Thomas de Bekering' [Beckering] et Alienora uxor eius tenent . Thomas dicit quod terra illa est dos uxoris sue . et uocat inde ad warant. Ricardum de Sanford' qui est ultra mare in seruicio domini Regis . Et ideo sine die.

117. Willelmus de Baiocis . Robertus de Saustorp [Sausthorpe] . Hugo de Keles' . Herbertus de Lekeburne [Legbourne] . summoniti ad eligendum 12 milites ad faciendum magnam assisam inter Galfridum de Snelleslund [Snelland] . et Robertum Ribaut . de 2 bouatis terre c. p. in

Snelleslund . unde idem Gaufridus qui tenens est ponit se in mangnam assisam et petiit inde fieri recognicionem quis eorum maius ius habeat in terra illa : uenerunt et eligerunt istos . Rogerum Trussebut . Radulfum de Normannilla . Gilebertum de Rigesbi [Rigsby] . Walterum de Panton' [Panton] . Philippum de Keles . Radulfum de Barkeworth' [Barkwith] . Philippum de Jekesbi [*sic—quaere* Eresby] . Rogerum de Maletoft . Hugonem de Merle . Willelmum de Clakesbi [Claxby] . Willelmum de Cheles [Keal] . Warinum de Hallay . Rogerum de Yngelham [Ingham] . Willelmum de Wiudehal' [Woodhall] . Johannem de Wasingeburn' [Washingborough] . Gilebertum de Archis . Concordati sunt.

For the fine see *Final Concords*, i, 46 ; *Feet of Fines*, 127/5, no. 100.

118. Adam f. Thome dat domino Regi 1 marcam pro habenda magna assisa v. Radulfum de Nortun' [*quaere* Norton Disney] (et Willelmum de Roncebi' [Rauceby]) Plegii eius Adam Dyseni . et Willelmus de Schillington' [Skillington]. (*Marg.* 1 m.)

At this point the hand changes to that of the original clerk.

119. Ass. ven. rec. si Willelmus pater Alani fuit seisisus in dominico suo ut de feudo de 4 toftis et tribus bouatis terre in Osegodebi [Osgodby] c. p. et de dimidio molendino et de redditu trium solidorum et 6 denariorum in eadem uilla die qua obiit etc. Quam terram Radulfus f. Ricardi et Emma mater eius tenent . Qui ueniunt et dicunt quod ipse Alanus fuit seisisus de una bouata terre de predicta terra et de dimidio molendino post mortem Willelmi predicti . et inde ponunt se super juratam . Et Alanus similiter . Juratores dicunt quod Willelmus pater Alani non fuit seisisus die qua obiit de 2 bouatis terre de predicta terra et quod ipse Alanus fuit seisisus de 1 bouata terre et de dimidio molendino post mortem Willelmi patris sui . Et ideo Alanus nil capiat per assisam set est in m'ia pro falso clamore. (*Marg.* m'ia.)

120. Ass. ven. rec. si Thomas de Aresci iniuste et sine iudicio disseisiuit Hereueum de Aresci de communia pasture sue in Kunikesbi [North Conesby] que pertinet ad lib. ten. suum in Flickeburc' [Flixborough] post festum sancti Michaelis etc. Juratores dicunt quod ita Thomas disseisiuit eum . Iudicium . Heruicus [*sic*] habeat inde seisinam et Thomas in m'ia . Dampnum 1 m. Et Petrus de Neuilla offert domino Regi 3 m. per sic quod jurata conuincatur per 24. (*Marg.* 3 m.)

121. Ass. ven. rec. si Thomas de Aresci iniuste et sine iudicio leuauit quoddam fossatum in Flikeburc' [Flixborough] ad nocumentum lib. ten. predicti Heruici in eadem uilla post festum sancti Michaelis proximum etc. Juratores dicunt quod ita leuauit fossatum . Iudicium . Prosternatur fossatum . et Thomas in m'ia . Dampnum dim. m. Juratores quesiti quod dampnum Heruicus habuit per illud fossatum leuatum . dicunt quod ipse Thomas partem terre sue inclusit per illud fossatum.

122. Ass. ven. rec. si Ernaldus pater Henrici fuit seisisus in dominico suo ut de feudo de 2 bouatis terre c. p. in Briggel' [Brigsley] die qua obiit etc. Quam terram Ydonea de Askebi et Robertus filius eius tenent . Et Robertus uenit et uocat ad warant. ipsam Ydoneam matrem eius . Et Ydonea uocauit ad warant. Yngeramum f. Simonis . Habeat eum apud Leicestriam a die jous proxima post festum apostolorum Petri et Pauli in 15 dies [18 July, 1202]. Idem dies datus est recognitoribus in banco.

123. Ass. ven. rec. si Radulfus pater Johannis fuit seisitus in dominico suo ut de feudo de 6 acris terre c. p. in Keles [Keal] die qua obiit etc. Quam terram Alicia uxor Alani de Hagetorp et Robertus Speller' tenent. Juratores dicunt quod Radulfus pater Johannis non obiit inde seisitus in dominico ut de feudo nisi de prestito. Judicium. Johannes in m'ia pro falso clamore. Et Claricia et Robertus teneant.

124. Ass. ven. rec. si Emma mater Roberti fuit seisita in dominico suo ut de feudo de . . acris terre c. p. in Schitebroc et Sumercotes [Skidbrooke and Somercotes] die qua obiit etc. Quam terram Robertus f. Basing et Margareta uxor eius et Walterus f. Yngerami et Muriel uxor eius tenent. Et Robertus et Margareta ueniunt et concordati sunt de 16 acris cum eo.

Cp. *Final Concords*, i, 27; *Fleet of Fines*, 127/3, no. 11.

125. Ass. ven. rec. si Joel f. Willelmi iniuste et sine iudicio disseisui Gaufridum de Campan' de lib. ten. suo in Duneham [Dunham] infra assisam. Juratores dicunt quod ita disseisui eum. Judicium Gaufridus habeat inde seisinam et Joel in m'ia. Dampnum 12 d.

126. Prior de Bolinton' [Bullington] ponit loco suo Ricardum celerarium suum v. Rogerum capellanum de Hothorn [*sic*—Hackthorn] . . . . . Rogerum de Neuilla de Faldingworth' [Faldingworth] de placito terre. et v. Eudonem de Suterbi [Sutterby] . . . . .

127. Magister Alanus de Bolesouer [Bolsover, co. Derby] dat domino Regi 20 s. pro passagio suo de feudo dimidii militis in Lincolnia.

See case 164.

### mem. 3

128. Ass. ven. rec. si Radulfus pater Baldrici fuit seisitus in dominico suo ut de feodo suo de dimidia bouata terre et dimidio mesuagio c. p. in Totenton' [Toynnton] die quo obiit etc. Quam terram Henricus f. Radulfi tenet. qui uenit et dicit quod assisa non debet inde fieri. quia fratres sunt de 1 patre et 1 matre. et Bardricus [*sic*] hoc congnouit. et ideo remanet assisa.

129. Ass. de morte antecessoris inter Gaufridum de Neuilla [*sic*] petentem. et abbatem de Kirkested' [Kirkstead] tenentem. de communia pasture sue in Westletheby [Westlaby] remanet quia abbas vocat ad warrant. inde Robertum Camerarium qui est in seruicio domini Regis ultra mare et inde warrantum habet.

130. Ass. ven. rec. quis aduocatus tempore pacis presentauit ultimam personam que mortua est ad ecclesiam de Hamerangeham [*sic*—Hameringham] que uacat ut dicitur. cuius aduocationem (prior<sup>1</sup>) de (Bolsinton<sup>e</sup>) (Bolinton<sup>1</sup>) [Bullington] clamat v. Willelmum f. Aluredi. Juratores dicunt quod Simon f. Willelmi presentauit ultimam personam ad illam ecclesiam. unde Simon de Kime [Kyme] qui heres est ipsius Simonis f. Willelmi warrantizauit ipsi priori illam ecclesiam. Judicium. Prior habeat presentationem suam ad illam ecclesiam. et Willelmus f. Aluredi in m'ia. pro iniusta querela. (*Marg.* m'ia.)

131. Ass. ven. rec. si (Germinius<sup>e</sup>) (Warinus<sup>1p</sup>) pater Roberti fuit saisitus in dominico suo ut de feodo de 1 bouata terre c. p. in Carleton' [Carlton] die qua obiit etc. et si ipse Robertus sit eius propinquior heres. Quam terram Mathens de Carleton' tenet. Qui uenit et vocat ad warant. inde Agnetem (uxorem<sup>1</sup>) eius de qua breue non loquitur. Habeat eam apud Leicestriam a die iouis post festum apostolorum Petri et Pauli in 15 dies [18 July, 1202]. et idem dies datus est recognitoribus. (Et post uenit Agnes et warantizauit ei et posuit loco suo Matheum uirum suum<sup>1</sup>.) (*Marg.* Apud Leic.)

132. Ass. ven. rec. si Robertus frater Roberti fuit saisitus in dominico suo ut de feodo de 2 mesagiis c. p. in Kirkebi [Kirkby] die quo obiit etc. et si Robertus frater eius sit eius propinquior heres. Quam terram Alanus Buche tenet. Juratores dicunt quod Robertus non obiit ita inde saisitus. nec Robertus frater eius est propinquior heres. Judicium Alanus teneat. et Robertus f. Gaufridi in m'ia. pro falso clamore. (*Marg.* m'ia.)

133. Willelmus f. Agnetis posuit se in magnam assisam v. Adam f. Thome de 6 bouatis terre in Guermardebi [*sic*—Gonerby]. (Concordati sunt<sup>1</sup>.)

For the fine see *Final Concords*, i, 42; *Feet of Fines*, 127/4, no. 89.

A space of about an inch was left after this entry, presumably for the names of the knights who were to initiate the proceedings.

134. Willelmus f. Amfridi. Robertus de Lekeburn' [Legbourne]. Willelmus de Karleton'. Ricardus f. Roberti summoniti ad faciendum magnam assisam inter Alanum Pilate et Thomam Justic' de 1 tofto c. p. in Hal [Hale]. unde idem Alanus qui tenens est posuit se in magnam assisam. et petiit inde fieri recognicionem quis eorum maius ius habeat in tofto illo. uenerunt et elegerunt istos. Willelmum de Land'. Hugonem le Scot. Hugonem de Bussey. Radulfum f. Gaufridi. Philippum de Timbermund' [Timberland] Robertum de Kisebi [Keisby]. Willelmum Picot. Philippum de Wastinais. Radulfum f. Stephani. Philippum f. Rabode. Willelmum de Kele [Keal]. Eudo f. Radulfi. Rogerum de Stikewaud' [Stixwold]. Osebertus f. Nigelli. Willelmum de Waspril. Teobaldum de Houton'. (*Marg.* Die martis post octabas apostolorum Petri et Pauli. [16 July, 1202] (Concordati sunt<sup>1</sup>)).

For the fine see *Final Concords*, i, 42; *Feet of Fines*, 127/4, no. 90.

The clerk forgot what case the names of the knights should be in, and wrote some of them in the nominative. There is a space of about an inch and a half after this entry, probably intended to contain the verdict of the knights and the judgement. Since the case was compromised the space was not needed.

135. Cecilia que fuit uxor Ade f. Normanni petiit v. Reginaldum Palm-erum terciam partem unius bouate terre c. p. in Maringescurt [*sic*] (ut<sup>1</sup>) rationabilem dotem suam que eam contingit de libero tenemento quod fuit ipsius Ade quondam uiri sui in Maring' [*sic*—Mareham]. Et Reginaldus uenit et cognouit quod debuit ei facere dotem. et reddidit eidem Cecilie illam terram ut dotem suam habendam et tenendam de ipso Reginaldo et heredibus suis nomine dotis.

136. Walerammus de Rocheford' dat domino Regi dim. m. pro habenda licencia concordandi cum Ismene de Quappelad' [Whaplode] et Baldwino de Grendale Idem (Baldewinus<sup>e</sup>) (Baldricus<sup>1</sup>) dat dim. m. pro eodem de 2 bouatis terre et dimidia carrucata terre in Sirebec [Skirbeck]. et in Beniton' [Benington]. (*Marg.* dim. m. dim. m.)



137. Ass. de morte antecessoris inter Rannulfum Bric petentem . et Adam de Freskene [Friskney] . et Ricardum f. Leueue tenentes . de 1 bouata terre c. p. in Frasken' [*sic*] remanet . quia Adam et Ricardus dixerunt Rannulfum habuisse fratrem primogenitum . et Rannulfus hoc cognouit.

138. Ass. ven. rec. si Keina mater Berte fuit saisita in dominico suo ut de feodo de 7 bouatis terre c. p. in Biker' [Bicker] die qua obiit etc. Quam terram Rogerus de Huntingfeld' [Huntingfield, co. Norfolk] tenet. Qui uenit et dicit quod ipsa est de bastardia . et ideo habeat Berta breue ad episcopum loci ad probandum se esse legitime natam. (*Marg.* Bastard'.)

139. Willelmus de Carleton' . Andreas de Edelinton' [Edlington] . Cunanus de Kirketon' [Kirtou in Holland] . Robertus de Curcun . summoniti ad eligendum 12 milites ad faciendum magnam assisam inter Alexandrum de Pointon' [Pointon] petentem . et Willelmum f. Roberti de 1 bouata terre c. p. in Buterwic' [Butterwick] . unde idem Willelmus ponit se in magnam assisam et petit inde fieri recognitionem utrum ipse Alexander maius ius habeat in illa terra . an ipse Willelmus . venerunt et elegerunt istos . Adam de Tid [Tydd] . Lambertum de Oiru . Alexandrum de Quappelade [Whaplode] . Radulfum f. Stephani . Hugonem de Wiche-toft' [Wigtoft] . Andream de Edlinton' . Cunanus [*sic*] de Kirketon' . Willelmum de Carleton' . Robertum de Curzun . Walerammum de Rocheford' . Baldricum de Grandel' . Andream de Horbeling' [Horbling] . Walterum de Birketrop' [Birthorpe] . Willelmum de Keles [Keal] . Radulfum de Risebi [Risby] (Concordati sunt<sup>9</sup>).

For the fine see *Final Concords*, i, 25 ; *Fleet of Fines*, 127/3, no. 20.

140. Ass. ven. rec. si abbas de Parco de Luda [Louth Park] iniuste et sine iudicio leuauit quoddam fossatum in communia pasture sue in Hottoft' [Huttoft] ad nocumentum liberi tenementi Simonis de Kime [Kyme] ibidem infra assisam . Juratores dicunt quod abbas ita leuauit fossatum . Iudicium fossatum prosternatur et abbas in m'ia . Dampnum 2 s. (*Marg.* M'ia.)

141. Ass. ven. rec. si Gregorius frater Hawise fuit saisitus in dominico suo ut de feodo de 1 bouata terre et 3 partibus unius bouate terre c. p. in Lissinton' [Lissington] die quo habitum religionis suscepit etc. Quam terram Radulfus de Trihamton' tenet . Qui uenit et uocat ad warant. Gocelinum f. Pagani de Lissinton' . Habeat eum apud Leicestriam a die jous proxima post festum apostolorum Petri et Pauli in 15 dies [18 July, 1202] . et Robertus ponit inde loco suo Gaufridum filium suum . ad lucrandum etc. et idem dies datus est recognitoribus. (*Marg.* apud Leic'. m'ia.)

There is a further sentence which has been deleted.

142. Ass. ven. rec. si Ulf' pater Ricardi fuit saisitus in dominico suo ut de feodo de 1 tofto c. p. in Luford' [Ludford] die qua obiit etc. et si Ricardus frater eius propinquior heres eius sit . Quam terram prior de Markebi [Markby] tenet . Juratores dicunt quod Ulf' ita obiit inde saisitus etc. Iudicium Ricardus habeat inde saisinam suam . et prior in m'ia. (*Marg.* m'ia.)

143. Ass. ven. rec. si Haroldus pater Gilleberti fuit saisitus in dominico suo ut de feodo de 1 tofto et 15 acris prati in Tedeltorp' [Theddlethorpe] die quo obiit etc. et si ipse Gillebertus sit eius propinquior heres. Quam terram Agnes vidua Ambesas et Ricardus Peisun tenent. Et Agnes et Ricardus non venerunt. et summonitio fuit testata. et quia Gillebertus est infra etatem consideratum est quod assisa procederet. Juratores dicunt quod Haraldus [*sic*] fuit ita saisitus. Judicium Gillebertus habeat inde saisinam et Agnes et Ricardus in m'ia pro iniusta detentione. (*Marg. m'ia.*)

144. Ass. ven. rec. si Haroldus pater Gilleberti fuit saisitus in dominico suo ut de feodo de dimidia bouata terre c. p. in Tideltorp' [*sic*—Theddlethorpe] et de 1 salina c. p. in Sumercotes [Somercoates] die quo obiit etc. Et si idem Gillebertus sit eius propinquior heres. Quam terram prior de Lekeburn' [Legbourne] tenet. Et prior uenit et vocat inde ad warrant. Robertum de Lekeburn'. Qui uenit et warrantizauit ei illam salinam. Et Robertus uenit et dicit quod auus suus dedit ecclesie de Lekeburn' illum salinum [*sic*] et postquam ipse eam ita dedit nullus fuit saisitus de illa salina nisi prior et conuentus de Lekeburn' et inde ponit se super juratam. Consideratum est quod assisa procedat super ipsum Robertum de illa salina. Juratores dicunt quod Haroldus non obiit saisitus de illa salina die quo obiit. Judicium prior teneat in pace et Gillebertus in m'ia pro iniusta detemptione [*sic*]. Et sciendum quod prior dixit quod non tenuit illam dimidiam bouatam terre in dominico set quidam francolanus de eodem priore per 12d. per annum. Et Gillebertus dixit quod ipse tenuit illam terram per ipsum priorem. et Gillebertus querat breue v. tenentem si uoluerit. (*Marg. m'ia.*)

The half bovat and the salt-pan are two distinct properties although they are being sought by the same writ, and the prior offers a different plea for his tenancy of each. He vouches Robert of Legbourne to warranty touching the salt-pan, which had been given to the priory by Robert's grandfather. Robert says that, after it was given by his grandfather, no one but the prior has held that salt-pan, and asks that a question to this effect be put to a jury. The assize is ordered to proceed between Robert and Gilbert, because Robert admits that he is bound to warrant the salt-pan to the prior. The jurors say that Harold did not die seised of the salt-pan, and judgement is therefore in the prior's favour and Gilbert is in mercy. Touching the half bovat, the prior says that he does not hold it himself, but that a franklain holds it of him for a yearly rent of 12d. Gilbert replies that the franklain holds it 'through' the prior, i.e. in such a way that the franklain cannot himself answer Gilbert's assize. Gilbert is told that if he likes he can seek a writ against the tenant—i.e. the franklain.

145 Andreas de Wutton' [Wootton]. Willelmus Berner. Willelmus de Carleton'. Willelmus f. Amfridi summoniti ad eligendum 12 milites ad faciendum magnam assisam inter Alanum f. Ruli'. et Willelmum Beket. de 34 acris terre c. p. in Croxebi [Croxby]. unde Alanus qui tenens est posuit se in magnam assisam. et petiit inde fieri recognitionem utrum ipse Alanus maius ius habeat tenendi terram illam de ipso Willelmo. an idem Willelmus de eo. venerunt et elegerunt istos. Hugonem Malet de Irebi [Irby on Humber]. Walterum Waschet. Johannem de Alneto. Willelmum f. Simonis. Rogerum de Seuerebi [Searby]. Willelmum de Cotes. Henricum de Funtenay. Radulfum de Heiling' [Healing]. Petrum de Casteilun. Willelmum f. Berard'. Petrum de Campona [*sic*]. Willelmum f. Drogonis. Hugonem de Keles' [*probably* Kelsey]. Willelmum de Greinesby [Grainsby]. Walterum de Rideford'. (Willelmus Beket 20 s. pro licencia concordandi. Plegii: Henricus de Funtenay et Johannes de Alneto<sup>p</sup>). (*Marg. 20 s.*)

146. Ass. ven. rec. si Robertus de Sancto Hilario (auunculus Willelmi<sup>1</sup>) fuit saisitus in dominico suo ut de feodo de 7 bouatis terre c. p. in Binebir' [Binbrook] die qua obiit et si obiit etc. et si Willelmus nepos eius propinquior heres eius sit. Quam terram Willelmus de Coleuill' et Nicholaus de Stuteuill' et Gunnora uxor eius. et Stephanus de Marham et Alicia uxor eius. et Odinel de Aubini tenent. Et Idonea filia ipsius Roberti uenit et dicit quod ipsa est heres ipsius Roberti. et quod terra illa debet esse hereditas sua. quia ipsa eius filia legitime nata est. Et Willelmus dicit quod non est legitime nata. (set bastarda. et post uenit et cognouit quod ipse habuit fratrem primogenitum qui filios habuit et habet superstites et ideo omnes sine die<sup>p</sup>).

*Set bastarda* seems to have been added at the same time as the last sentence. As William had a brother who, being the elder, had a better claim to the land, the case was dismissed.

147. Ass. ven. rec. si Adam pater Johannis fuit saisitus in dominico suo ut de feodo de 3 bouatis terre c. p. in Kirmiton' [Kirmington] die qua obiit etc. et si ipse Johannes sit propinquior heres eius. Quam terram Robertus de Lamara tenet. Qui uenit et dicit quod assisa non debet inde fieri. quia ipse implacitauit Willelmum de Mara fratrem ipsius Willelmi qui ei dedit terram illam. in curia domini Regis. et ibi factus fuit finis de feodo unius militis in Kininton' [*sic*]. inter ipsum Willelmum et predictum Johannem inde. ita quod per ipsum finem remanserunt ipsi Willelmo et heredibus suis 3 partes predicti feodi unius militis. Et postea implacitauit ipse Johannes ipsum Willelmum apud Westmonasterium ita quod per finem predictum et cyrographum remansit ibi in m'ia. Et Johannes non negauit quin eundem Willelmum ita implacitasset. nec finem factum ita. et ideo consideratum est quod Johannes sit in m'ia pro falso clamore. et Robertus quietus. (*Marg. m'ia.*)

148. Willelmus f. Amfridi. Willelmus de Carleton'. Willelmus de Aincurt. Radulfus f. Stephani. summoniti ad eligendum 12 ad faciendum magnam assisam inter Nicholaum f. Algar tenentem et Nicholaum f. Godrici petentem. de 1 tofto et 1 crofto c. p. in (Anestar'<sup>e</sup>) Anecastr' [Ancaster]. unde predictus Nicholaus f. Algar qui tenens est ponit se in magnam assisam domini Regis. et petit inde fieri recognitionem. quis eorum maius [*sic*] habeat in terra illa. uenerunt et elegerunt istos. (Concordati sunt<sup>p</sup>.)

For the fine see *Final Concords*, i, 49; *Feet of Fines*, 127/5, no. 123.

m. 3d.

149. Magna assisa ven. rec. utrum Juliana Pilate maius ius haberet in dimidia bouata terre c. p. in Slodebi [Sloothby]. an Willelmus de Wilegebi [Willoughby le Marsh]. unde ipsa Juliana que teneus est posuit se in magnam assisam. Et Willelmus noluit pati quod milites jurassent. set recognouit terram illam esse jus Juliane et quietum clamauit. Et ideo Willelmus in m'ia. (*Marg. m'ia.*)

William withdrew his suit against Juliana before the knights were sworn in.

150. Ass. ven. rec. si Arnolf' de Framton' [Frampton]. et [Brictmerus. prepositus et Paganus. et Woolmercus f. Toroldi iniuste et sine iudicio dissaisiuerunt Simonem f. Walteri de lib. ten. suo in Dunnington' [Donington]. infra assisam. Juratores dicunt quod ipsi ita dissaisiuerunt eum. Iudicium. Simon habeat inde saisinam suam et ceteri in m'ia. Dampnum 20 s. (*Marg. m'ia.*)

151. Jollannus de Amundeuilla ponit loco suo v. abbatem de Torinton' [Thornton Curtis] de placito warantie carte Nicholaum filium suum ad lucrandum uel perdendum etc.

152. Eudo de Bauent ponit loco suo Walterum filium suum . v. Osebertum de Langeton' de placito warantie carte etc.

153. Albrida uxor Waleram' de Rocheford' (ponit loco suo<sup>b</sup>) Robertum de Audertof' v. Ismeniam de Quappelade [Whaplode] de placito assise de morte antecessoris etc.

154. Alicia de Carlton' optulit se quarto die v. Willelmum f. Walteri de placito audiendi electionem 4 militum ad eligendum 12 ad faciendum magnam assisam de 24 acris terre in Salfletebi<sup>1</sup> [Saltfleetby] . in qua ipse Willelmus qui tenens est se posuit . Et Willelmus non non [*sic*] uenit uel se essoniauit . et summonitio testata fuit . Iudicium terra capiatur in manus domini Regis etc. Et Willelmus summoncatur quod sit apud Leicestriam die dominica proxima post octabas apostolorum Petri et Pauli in 15 dies [14 July, 1202]. (*Marg.* apud Leic'.)

<sup>1</sup> The first *t* was omitted and interlined in the wrong place.

Both parties to the suit had to be present in court to hear the election of the 4 knights who were to choose 12 knights for the grand assize.

155. Ass. ven. rec. si Alfridus pater Daniel' fuit saisitus in dominico suo ut de feodo de 1 bouata terre c. p. in Langeton' [Langton by Partney] die qua obiit etc. et si Daniel sit eius propinquior heres . Quam terram Alanus f. decani (de Ormesbi<sup>b</sup>) tenet . Juratores dicunt quod Alanus obiit inde saisitus ut uillanus . Iudicium Daniel in m'ia pro falso clamore . et Alanus teneat. (*Marg.* m'ia.)

156. Hawis' filia Willelmi tulit assisam de morte antecessoris de 3 bouatis terre c. p. in Ketisbi [Ketsby] . v. Willelmum Longum et non est prosecuta . et ideo in m'ia . Et Gaufridus f. Woluet et Radulfus de Parco plegii eius de proseguendo. (*Marg.* m'ia . m'ia . m'ia.)

157. Willelmus de Harminton' [*sic* for Harrington] Willelmus f. Amfridi . Petrus de Bekering' [Beckering] . Robertus de Saucetorp' [Sausthorpe] summoniti ad eligendum 12 milites ad faciendum magnam assisam inter Robertum f. Iuonis petentem . et Gillebertum f. Simonis tenentem . de 2 bouatis terre c. p. in Hecham [Haugham] unde idem Gillibertus [*sic*] qui tenens est se posuit in magnam assisam domini Regis . et petiit inde heri recognitionem utrum ipse Gillibertus [*sic*] maius ius habeat tenendi terram illam in dominico : an idem Robertus tenendi eam de eo . venerunt et elegerunt istos . Concordati sunt. (*Marg.* Concord').

The clerk must have known when he entered this case on the roll that it had been compromised : for the note to that effect is written in the same hand and no space is left for the names of the knights. For the fine see *Final Concords*, i, 20 ; *Fict of Fines*, 127/3, no. 7.

158. Martinus f. Gocelini optulit se quarto die v. Aluredum de Norhamtona de placito assise de morte antecessoris de 1 scopa c. p. in Stowe [Stow St. Mary] . Et ipse Aluredus non uenit uel se essoniauit et summonitio testata fuit . Iudicium . Alueredus resummoncatur quod sit apud Leicestriam a die dominica proxima post octabas apostolorum Petri et Pauli in 15 dies [14 July, 1202] . inde responsurus . Preceptum est vicecomiti. (*Marg.* apud Leic'.)

159. Ass. ven. rec. si Alanus de Wintringham [Winteringham] et Alanus de Wittrington<sup>1</sup> [Winterton] et Hefuel [*sic*] frater eius iniuste et sine iudicio dissaisiuerunt Radulfum de Wittrinton' . de lib. ten. suo in Wittrinton' infra assisam . Juratores dicunt quod ipsi ita dissaisiuerunt cum . Iudicium . Radulfus habeat saisinam suam . Dampnum . i m. m'ia Alani de Wittringham dim. m. m'ia Alani de Witringeton' et Hefuel 5 m. Philippus Odon' et Willelmus prepositus plegii Alani et Hofuel [*sic*] in m'ia . quia ipsi non uenerunt coram iusticiariis. (*Marg.* m'ia m'ia m'ia.)

<sup>1</sup> The clerk wrote *Wittrington'* and interlined a second *t* in the wrong place.

160. Ass. ven. rec. si Goda mater Line et Emeline fuit saisita in dominico suo ut de feodo de dimidia bouata terre c. p. in Stratton' [Sturton] die quo obiit . et si ipse Lina et Emmelina sint propinquoires heredes . Quam terram Walterus f. Hamelini tenet . Juratores dicunt quod Goda non obiit inde saisita . Iudicium . Walterus teneat . et Lina et Emmelina in m'ia pro falso clamore. (*Marg.* m'ia m'ia.)

161. Ass. ven. rec. si Amfridus pater Oseberti fuit saisitus in dominico suo ut de feodo de 1 bouata terre c. p. in [*blank*] die quo obiit etc. et si ipse Osebertus sit eius propinquior heres . Quam terram Baldricus de Grendal' tenet . Qui uenit et dicit quod non tenet terram illam . et Osebertus hoc cognoscit . et ideo sine die . querat nouum breue.

Osebert has brought his writ against the wrong man. He is allowed to seek a new writ against the tenant.

162. Ass. ven. rec. si Robertus f. Gamel' iniuste et sine iudicio dissaisiuit Willelmum Burel de lib. ten. suo in Saltfleteby [Saltfleetby] infra assisam . Robertus venit et dicit quod ipse Willelmus dedit ei quandam terram in escambium cuiusdam terre quam ipse ei commisit . et quam ipse Willelmus perdidit . et quam ei warrantizare debuit . Et quia non potuit ei illud escambium warrantizare saisiiuit terram suam . et inde protulit scriptum inter eos factum de illo escambio quod hoc testatur . Et Willelmus hoc non negauit . Et ideo assisa remanet . et Willelmus in m'ia pro falso clamore . et Robertus teneat terram suam. (*Marg.* m'ia.)

William brought an assize of novel disseisin against Robert. Robert's reply was that he and William had made an agreement to exchange certain land, and that each undertook to warrant the exchange. William lost the land which he should have given to Robert in exchange for that which he received from him. And he could not, or did not, perform his part of the agreement and warrant the exchange. Robert therefore seized his land. He brings into court the writing made between them as proof of his words. William cannot deny Robert's statement and is therefore in mercy for his false claim. Robert is to hold the land. William Burel seems to have had none too pleasant a character, as is seen by his appearances in the roll of criminal cases.

163. Hugo f. Willelmi dat domino Regi dim. m. pro habenda licencia concordandi cum Radulfo f. Hugonis de 2 bouatis terre et 3 toftis in Sowerbi [*sic* for Searby]. (*Marg.* dim. m.)

For the fine see *Final Concords*, i, 35 ; *Fict of Fines*, 127/4, no. 62.

164. Alanus medicus (de Bollesour<sup>1</sup>) [Bolsover, co. Derby] dat domino Regi 20 s. pro licencia remanendi ne transfretat pro feodo dimidii militis.

On 13 May, 1201, John issued a general summons to foreign service. Alan's payment is probably connected with this summons. See case 127.

165. Willelmus 'de Harmiton' [*sic* for Harrington] in m'ia pro defalta.

166. Eustachius seruicus de Hoiland' in m'ia quia apposuit quendam uillanum in iuratam noue dissaisine.

No one but a free man ought to serve on a jury, and the fact of such service could be adduced in court as a proof of freedom.

167. Ass. ven. rec. si Ernaldus pater Nigelli fuit saisitus in dominico suo ut de feodo de 1 acra terre c. p. in Beningwirth' [Benniworth] die quo obiit etc. et si ipse Nigellus' sit eius propinquior heres. Quam terram Radulfus f. Thome tenet. Juratores dicunt quod Ernaldus obiit inde saisitus. Iudicium. Nigellus' habeat inde saisinam suam. et Radulfus in m'ia pro iniusta detentione.

168. Assisa de morte antecessoris inter Iuetam filia Alani petentem. et Doum Bardolf de dimidia bouata terre c. p. in Hamering' [Hameringham]. et assisa de morte antecessoris inter ipsum Doum et ipsam Iuetam [*sic*] de tribus acris terre et dimidia c. p. in eadem uilla: remanet sine die. quia idem Doum est ultra mare in seruicio domini Regis.

The name *Doum* generally appears as *Dodo* or *Doun*.

169. Ass. ven. rec. si Willelmus de Pinkeni pater Simonis fuit saisitus in dominico suo ut de feodo de 1 bouata terre c. p. in Suterbi [Sutterby] etc. et si idem Simon sit propinquior heres eius. Quam terram Simon f. Ricardi (et Rannulfus de Clarkesbi') [*sic* for Claxby] tenet. Et Simon et Radulfus [*sic*] ueniunt et dicunt quod ipse Simon f. Willelmi habet fratrem primogenitum. et ideo nolunt ei respondere nisi curia considerauerit eo absente. Et Simon dicit quod habet fratrem primogenitum. set ipse mortuus est et obiit in partibus Cestrie. et nullam produxit sectam. (Dies datus est eis apud Leicestriam a die dominica proxima post octabas apostolorum Petri et Pauli apud Leicestriam in 15 dies [14 July, 1202] et tunc habeat Simon sectam de morte fratris sui<sup>9</sup>).

The tenants Simon and Rannulf say that the plaintiff Simon has an elder brother, and therefore can have no right in the land. Simon the plaintiff replies that he had an elder brother but that he is dead, and he died in the parts of Chester. But he brings no proof of his assertion and a day is appointed at Leicester on which he is to prove his brother's death.

170. Ass. ven. rec. si Philippus auunculus Hugonis fuit saisitus in dominico suo ut de feodo de 1 bouata terre c. p. in Bardenay [Bardney]. die qua obiit. et si obiit etc. et si Hugo predictus sit propinquior heres eius. Quam terram Agnes filia Hugonis tenet. Juratores dicunt quod Philippus non obiit post primam coronationem H. Regis. Iudicium Agnes teneat. et Hugo in m'ia pro falso clamore.

171. Ass. ven. rec. si Walterus pater Roberti fuit saisitus in dominico suo ut de feodo de 2 acris et dimidia prati c. p. [in<sup>s</sup>] Ollington' [Allington] die qua obiit etc. et si Robertus sit propinquior heres eius. Quam terram Simon de Kime [Kyme] tenet. Et Simon uenit et dicit quod non habet rationabilem summonitionem et Robertus hoc cognouit. et ideo in aduentu iusticiorum. Viccomes habet breue. (*Marg.* in aduentum iustic<sup>9</sup>.)

Robert has brought the writ against Simon so recently that the sheriff has not had time to arrange for the formal summons of Simon. The case is therefore put off until the next coming of the justices to Lincolnshire.

172. Ass. ven. rec. si Robertus de Hauton' et Walterus frater eius et Adam Uictricus iniuste et sine iudicio dissaisiuerunt Alanum f. Reginaldi et Leticiam uxorem eius . de lib. ten. suo in Hauton' . infra assisam . Et Ricardus et Walterus et Adam uenerunt et cognouerunt dissaisinam . Iudicium . Alanus et Leticia habeant inde saisinam . et alii in m'ia pro dissaisina . Dampnum 1 m. . Plegii omnium dissaisiatorum de m'ia . Doill' de Castre' [Caistor] . Rogerus f. Brand' : Walterus de Sarneis . M'ia Ricardi : 1 m. . M'ia Ade : dim. m. . M'ia Walteri : dim. m. . (*Marg.* m'ia m'ia).

173. Ass. ven. rec. si Gillebertus de Gaunt . et Falcmar' de Barton' [Barton on Humber] iniuste et sine iudicio dissaisiuerunt Willelmum f. Willelmi de lib. ten. suo in Barton' infra assisam . Juratores dicunt quod ipsi ita dissaisiuerunt eum . Iudicium . Willelmus habeat inde saisinam suam . et ceteri in m'ia . Dampnum 1 m. . m'ia Fulcmari 100 s. . et Gillibertus [*sic*] amerciatur apud Londinium . Et Simon de Kime [Kyme] baillius optulit domino Regi 20 s. pro conuincendis recognitoribus illis . per 24 milites . et non sunt recepti . quia non est attornatus inde ad lucrandum uel perdendum. (*Marg.* m'ia m'ia.)

Gilbert de Gant was amerced in London because he was a baron and would claim to be amerced by his peers. Simon of Kyme was his bailiff.

174. Henricus f. Radulfi tulit assisam de morte antecessoris v. Johannem de Laucell' de tribus partibus unius bouate terre . et 2 toftis c. p. in Watham [Waltham] . Et Ricardus de Ottringham [Otringham, co. York] attornatus ipsius Johannis uenit et congruuit predictam terram esse ius ipsius Willelmi . et ei reddidit et quietum clamauit.

175. Ass. ven. rec. si Robertus pater Alani fuit saisitus in dominico suo ut de feodo de 2 bouatis terre c. p. in Cucuward' [Cuxwold] die quo obiit etc. et si Alanus sit propinquior heres eius . Quam terram Thomas f. Hugonis de Cucuward' tenet . Juratores dicunt quod Robertus ita obiit saisitus inde . Iudicium . Alanus habeat inde saisinam . et Thomas in m'ia pro iniusta detentione.

176. Ass. ven. rec. si Thomas de Bekering' [Beckering] . et Aliena uxor eius iniuste et sine iudicio dissaisiuerunt Normanum f. Wigot de lib. ten. suo in Thoreweing' [Thoresway] infra assisam . Juratores dicunt quod ipsi non ita dissaisiuerunt eum . Iudicium ipsi teneant . et Thomas in m'ia pro falso clamore.

177. Ass. ven. rec. si Gaufridus frater Matillis uxor Thome de Snellund' [Snelland] fuit saisitus in dominico suo ut de feodo de 1 tofto c. p. in Angodeby [Osgodby] . die quo obiit etc. et si predicta Matillis sit eius propinquior heres . Quam [terram<sup>s</sup>] Rogerus Arsic tenet . Qui uenit et dicit quod ipse nichil clamat in illa terra nisi custodiam . quia toftum illud accidit ei de Gaufrido fratre suo . qui obiit in terra Jerusalem . et quod tenet illud in custodia per Eudonem filium suum . et inde ponit se super juratam . et Thomas et Agnes similiter . utrum scilicet ipse Rogerus teneat toftum illud ut feudum suum . an ut custodiam per Eudonem filium suum . Juratores dicunt quod Rogerus tenet illud in custodia et non in feodo . Iudicium Rogerum teneat . et Thomas in m'ia . pro falso clamore.

178. Ass. ven. rec. si Johannes pater Ade fuit saisitus in dominico suo ut de feodo de redditu 4 s. et seruicio sexte partis unius militis c. p. in Normanneby [? Normanby le Wold], de [sic] qua obiit etc. et si ipse Adam sit eius propinquior heres. Quem redditum et quod seruicium Robertus de Neulhus tenet. Et Robertus uenit et dicit quod assisa non debet inde fieri, quia ipse petit redditum 4 s. et ipse non capit de terra illa unde ipse petit. 4 s. Et produxit quendam hominem qui tenet terram illam, et reddit illis [sic] 3 s. et quod nichil tenet de seruicio sexte partis unius militis quod ipse petit per assisam. Consideratum est quod querat nouum breue de 3 s. si uoluerit.

Robert's answer to Adam's claim is that he receives, not 4, but only 3 shillings from the land in question. The establishment of that fact was sufficient to quash Adam's writ without raising the question of right. Adam can get a new writ concerning the correct amount of rent if he wishes.

179. Walterus f. Walteri de Pirie qui tulit assisam mortis antecessoris (v. abbatem de Bardenay [Bardney]) de dimidia bouata terre c. p. in Sutton' uenit et retraxit se. Et ideo in m'ia. Et plegii eius de proseguendo in m'ia sc. Willelmus f. Sigus, et Matheus f. Hugonis.

180. Ass. ven. rec. si Radulfus pater Philippi fuit seisitus in dominico suo ut de feodo de dimidia bouata terre c. p. et de octaua parte unius bouate terre c. p. in Grassbi [Grasby]. Quam terram Radulfus f. Simonis et Iuetta mater eius tenet. Qui ueniunt et dicunt quod totam tenet terram . . . .

The end of this membrane is illegible. The last two cases on it are in a different hand—apparently the same hand that began the roll.

*mcm. 4. [which is apparently begun by the original clerk.]*

181. Robertus f. (Ade<sup>a</sup>) (Willelmi<sup>b</sup>) tulit assisam mortis antecessoris v. Ricardum f. Besel de dimidia carucata terre c. p. in Hibbaldestow' [Hibaldstow] et retraxit se et ideo in m'ia, et plegius eius similiter, sc. Rannulfus f. Petri. Et postea uenit Robertus et dedit domino Regi dim. m. pro licencia concordandi cum ipso Ricardo. Et ideo Ricardus dedit dim. m. pro eodem, et pro habendo ciographo. Habuit. Plegius Roberti de dim. m. : Robertus Beneit. Plegius Ricardi Gerbod seruicus. (*Marg. m'ie dim. m. dim. m.*)

For the fine see *Final Concords*, i, 40; *Feet of Fines*, 127/5, no. 106.

182. Ass. ven. rec. si Gaufridus pater Warini seisitus fuit in dominico suo ut de feodo de dimidia acra terre c. p. in Wintringham [Winteringham] die qua obiit etc. Quam terram Walterus f. Toroldi tenet. Qui uenit et dicit quod non tenet terram illam, et inde ponit se super iuratum. Et Gaufridus [sic] dicit quod nescit, et ideo Gaufridus in m'ia pro falso clamore, et Walterus teneat in [pace<sup>s</sup>]. (*M'vg. m'ia.*)

There is confusion here between Geoffrey and Warin, as to whether Geoffrey is the plaintiff or the father from whom the land descended. The list of amercements gives no light, as no entry is made which can correspond to the amercement in this case.

183. Abbas de Kirkested' dat domino Regi dim. m. pro licencia concordandi cum Johanne f. Jordani de noua disseisina. Idem Johannes dat 1 m. pro eodem. (*Marg. dim. m. (m'ia<sup>a</sup>) 1 m.*)

184. Assisa mortis antecessoris inter Rogerum f. Baldrici petentem et priorem de Boliton' [Bullington] tenentem de tribus bouatis terre c. p.



in Hakethorn [Hackthorn] ponitur in respectum usque a die sancti Michaelis in 1 mensem [27 October, 1202] apud Westmonasterium propter cartam canonicorum ordinis de Simplingham [Sempringham] de libertate quam ipsi habent de domino Rege. (*Marg. Westm.*)

185. Agnes filia Reginaldi optulit se quarto die v. Radulfum Francum de placito assise mortis antecessoris de 1 mesagio c. p. in Halton'. et ipse non uenit uel se essoniauit. et summonitio testata fuit. Judicium. Radulfus resummoneatur quod sit apud Leicestriam a die dominica proxima post octabas apostolorum Petri et Pauli in 15 dies [14 July, 1202] inde responsurus etc. Idem dies datus est recognitoribus in banco. Et preceptum est vicecomiti. (*Marg. Leic.* Radulfus in m'ia pro defalta de communi summonitione.)

The common summons to meet the justices. For the fine see *Final Concords*, i, 48; *Fect of Fines*, 127/5, no. 116.

186. Willelmus de Grenebi. Robertus de Sautorp [Sausthorpe]. Baldricus de Grandal'. Simon de Swabi [Swaby] summoniti ad eligendum 12 milites ad faciendum magnam assisam inter Robertum f. Baldwini. et Walterum f. Hugonis de 30 acris terre in Burking socine [*sic*] unde Robertus tenens posuit se in mangnam assisam domini Regis et petiit recognitionem fieri quis eorum maius jus habeat in terra illa uenerunt et elegerunt istos. Robertum de Screinbi [Scremby]. Hugonem Villan'. Henricum de Funtenay. Robertum de Perers. Robertum f. Gileberti. Ricardum de Hacge<sup>1</sup> [? Haugh]. Hugonem de Kellesie [Kelsey]. Philippum de Legesbi [Legsby]. Willelmum Malebisse Osbertum de Langeton'. Willelmum de Kele [Keal]. Henricum de Bilingeia [Billinghay]. Robertum Ribaut. Willelmum f. Simonis de Grimkeltorp [Grimblethorpe] Rollandum de Wadehal' [Woodhall]. Robertum de Anderbi [Anderby].

<sup>1</sup> The clerk omitted the *c* and interlined it.

A space of about an inch was left for the verdict of the knights and the end of the case. The clerk wrote the first word of the next case close to this case before he remembered that he must have a space. The suit was ended by final concord although no note of it appears on the roll.

For the fine see *Final Concords*, i, 53; *Fect of Fines*, 127/5, no. 139. In the fine the place-name appears as Burgus. The form in this entry is very curious.

187. Philippus de Legebi [Legsby]. Philippus de Keles. Willelmus Berner. Robertus de Bolon' summoniti ad eligendum 12 ad faciendum mangnam assisam de 1 bouata terre c. p. in Titon' [Tyttton] quam Swanus f. Gode clamat v. Benedictum de Wiberton' [Wyberton]. et unde idem Benedictus qui tenens est posuit se in mangnam [assisam<sup>8</sup>] et petiit recognitionem fieri quis eorum maius jus habeat in terra illa uenerunt et elegerunt istos. Walterum de Pincebec [Pinchbeck]. Andream de Edlington' [Edlington]. Lambertum de Oiri. Adam de Tid [Tydd]. Andream de Horbling' [Horbling]. Alanum de Marton' [Martin by Horncastle]. Hugonem de Wicketof' [Wigtoft]. Hugonem de Trikingham [Threckingham]. Hugonem f. Alani de Reppinghal' [Rippingale]. Willelmum de Harinton' [Harrington]. Robertum de Screinbi [Scremby]. Johannem de Hascebi. Henricum de Funteneio. Willelmum de Kele [Keal]. Willelmum de Aiencurt. Willelmum de la Land'.

A space of about an inch was left for the end of the case.

188. Radulfus f. Simonis . Alanus f. Bernardi . Robertus f. Gileberti . Willelmus de Harinton' [Harrington] summoniti ad eligendum 12 milites ad faciendum mangnam assisam de 1 bouata terre et dimidia c. p. in Winebi [Winceby] inter Walterum de Winebi petentem . et Eudonem de Banent tenentem . unde idem Eudo qui tenens est posuit se in mangnam assisam domini Regis et petit recognicionem fieri utrum ipse Eudo mains ius habeat tenendi terram illam in dominico : an idem Willelmus de ipso Eudone : nenerunt et elegerunt istos . Ricardum f. Roberti de Tadiwell' [Tathwell] . Gilebertum f. Berengarii . Robertum f. Willelmi de Lekeburn' [Legbourne] . Ricardum f. Roberti . Walterum de Pincebee [Pinchbeck] . Johannem f. Radulfi . Herbertum de Lekeburn' . Rogerum de Maletof . Robertum Ribaut . Willelmum de Land' . Willelmum de Harinton' [Harrington] . Robertum f. Gileberti de Telford' [Tetford] et isti milites iurati dicunt quod Eudo mains ius habet tenendi predictam bouatam terre et dimidiam c. p. in Winebi in dominico : quam Walterus de eo . Judicium . Eudo teneat in pace et Walterus in m'ia . Plegii Walteri de m'ia : Simon f. Hereui [*sic*] de Ormesbi [Ormsby] . Haket de Winebi [Winceby] . Willelmum de Claxeby [? Pluckacre Claxby]. (*Marg. m'ia.*)

189. Walterus de Amundeuilla . Willelmus de Aremes . et Rollandus de Barew' [Barrow on Humber] . Willelmus de Verniz recognitores noue disseisine inter Gilebertum de Gant . et Willelmum f. Willelmi in m'ia pro defalta. (*Marg. m'ie.*)

At this point the hand changes. The new hand is very like that of the second clerk, whose work appears on m. 2d., but is certainly that of another man—the fourth who has written on the roll. This clerk continues to the bottom of m. 4r., and for 4 cases on m. 4d.

190. Assisa de morte antecessoris inter Robertum Bedet petentem de morte Emegarde [*sic*] matertere sue et Willelmum Bedet tenentem . de 2 bouatis terre c. p. in Gressebi [Grasby] remanet . quia ipse Willelmus dixit quod ipse est filius primogeniti fratris . et Robertus hoc non negauit . Robertus perquerat brene de recto si noluerit . quia Willelmus dicit quod ipsa Ermegarda nunquam tenuit de patre suo.

Robert has brought an assise of mort d'ancestor against William as the heir of his maternal aunt Ermengard. The assise stands over because Robert cannot deny that William is the son of Ermengard's eldest brother. Robert is allowed to seek a writ of right if he wishes to test the truth of William's assertion that Ermengard never held of his (William's) father. If she had held of William's father, William could not inherit the land itself but only the lordship over it, since it is a general principle of the law of the realm that, no one can be at once, lord and heir of the same tenement (Glanville, book vii, chapter i).

191. Thomas prior de Sempingham [Sempringham] pōnit loco suo Robertum canonicum suum v. dominum Regem de placito per quod warantum tenet quandam terram et v. Templarium [*sic*] de ecclesia de Dunington [Donington in Holland] et v. Ricardum f. Alani de placito aduocacionis ecclesie de Dunington . ad lucrandum uel perdendum.

192. Ass. ven. rec. si Aluerdus pater Galfridi fuit saisitus in dominico suo ut de feodo de 2 bouatis terre c. p. suis in Harewrth [*sic*] die qua obiit etc. et si ipse Gaufridus sit eius propinquior heres . Quam terram Robertus Brito tenet . Juratores dicunt quod Aluredus ita obiit inde saisitus . Judicium . Galfridus habeat inde saisinam . et Robertus in m'ia pro iniusta detencione. (*Marg. m'ia.*)

193. Ass. ven. rec. si Petrus pater Roberti fuit saisitus in dominico suo ut de feodo die qua obiit de 6 acris terre c. p. in Westrase [West Rasen] etc. et si idem Robertus sit eius propinquior heres. Quam terram Radulfus f. Osberti tenet. Qui uenit et dicit. quod ipse non tenet de illis 6 acris nisi 2 acras. Et Robertus dicit quod ipse eam tenuit totam die qua tulit illam assisam. Ita quod ipse ultimam uesturam illius terre [cepit] et inde ponit se super juratam. Et Robertus similiter. Juratores dicunt quod Radulfus non fuit inde saisitus die qua tulit assisam. Judicium Robertus in m'ia. pro falso clamore. et Radulfus teneat.

Ralf's reply to Robert's claim is that Ralf only holds 2 of the 6 acres that Robert is seeking. Robert says that Ralf held all the land when he brought the assize and took the last crop from it, and puts himself on a jury as to whether Ralf held all or part of the land. Ralf likewise puts himself on the jury. The jurors say that Ralf was not seised when the assize was brought.

194. Conanus f. Thome optulit se quarto die v. Alanum f. Astini de placito audiendi electionem 4 milites [sic] ad eligendum inde 12 ad faciendum mangnam assisam v. Alanum f. Haketill' predictum de 1 bouata terre c. p. in Fotesdic [Fosdyke]. Et ipse Alanus non uenit uel se essoniauit. et summonicio etc. Judicium terra capiatur in manus domini Regis etc. Et Alanus summoneatur quod sit apud Leicestriam a die dominica proxima post octabas apostolorum Petri et Pauli in 15 dies [14 July, 1202]. Et tunc ueniant 4 milites ad eligendum 12. Preceptum est vicecomiti. (Marg. apud Leic'.)

195. Conanus f. Thome optulit se quarto die v. Willelmum f. Haketilli de placito audiendi electionem 4 militum ad eligendum 12 ad faciendum mangnam assisam inter Willelmum f. Haketill' predictum de 1 acra terre c. p. in Fotesdic [Fosdyke]. Et ipse Willelmus non uenit uel se essoniauit. et summoneatur etc. Judicium terra capiatur in manus domini Regis etc. Et Willelmus summoneatur quod sit apud Leicestriam a die dominica proxima post octabas apostolorum Petri et Pauli in 15 dies [14 July, 1202]. Et tunc ueniant 4 milites ad eligendum 12. Preceptum est vicecomiti. (Marg. Leic'.)

196. Willelmus de Aincurt. Andreas de Wtune [Wootton]. Galfridus Columbeim [sic]. Ricardus f. Roberti de Tawell' [Tathwell]. summoniti ad eligendum 12 milites ad faciendum magnam assisam. inter Alanum f. Gilberti petentem. et Rogerum f. Radulfi tenentem. de dimidia bouata terre et quarta parte 1 bouate terre c. p. in Denton' [Denton]. unde idem Rogerus qui tenens est ponit se in mangnam assisam domini Regis. et petit inde fieri recongnicionem. quis eorum maius ius habeat in illa terra. uenerunt et elegerunt istos.

No space is left for the names of the knights or the end of the case. For the fine in this case see *Final Concords*, i, 38: *Feet of Fines*, case 127. 4/73.

197. Ass. ven. rec. si Alanus Gier pater Wimar' et Matillidis fuit saisitus in dominico suo ut de feodo de 3 partibus dimidie bouate terre c. p. in Tedeltorp [Theddlethorpe] die qua iter peregrinacionis arripuit in quo obiit etc. et si predicta Wimarca et Matillis filie predicti Gieri sint eius propinquiore heredes. Quam terram Ricardus de Cuningkesholm [Conisholme] tenet. Juratores dicunt quod Alanus obiit inde saisitus etc. Judicium Wimar' et Matillis habeant inde saisinam. et Ricardus in m'ia pro iniusta detencione.

108. Ass. ven. rec. si Abbas de Topholm [Tupholme] iniuste et sine iudicio dissaisiuit Ricardum f. Thome de communia pasture sue in Surec [Southrey] . que pertinet ad lib. ten. suum in eadem uilla infra assisam . Juratores dicunt quod abbas non dissaisiuit eum iniuste . Iudicium Ricardus in m'ia pro falso clamore et abbas teneat in pace.

109. Ass. ven. rec. si Willelmus pater Henrici fuit saisitus in dominico suo ut de feodo de 1 bouata terre c. p. in Delleston' die qua obiit etc. et si Henricus propinquior eius heres sit . Quam terram abbas de Reuesbi [Revesby] tenet . Qui uenit et dicit quod terra illa debet ei accidere ex parte matris sue que adhuc uiuit . Et Henricus hoc congnouit . et ideo consideratum est quod assisa remaneat . et quod abbas teneat in pace . et Henricus in m'ia pro falso clamore.

The abbot says that the land ought to come to Henry the plaintiff from his (Henry's) mother, who is still alive. The assize stands over because Henry can have no claim in the land till his mother's death.

200. Ass. ven. rec. si Nicholaus pater Hugonis fuit saisitus in dominico suo ut de feodo de 1 molendino c. p. in Katebi [North Cadeby] die qua habitum religionis suscepit etc. et si ipse Hugo sit eius propinquior heres . Quam terram Maugerus de Wincebi [Winceby] tenet . Qui uenit et uocauit ad warantum inde comitem Cestrie . qui est ultra mare in seruicio domini Regis . et eat sine die.

201. Willelmus de Claxebi dat domino Regi dim. m. pro licencia concordandi cum Willelmo Findegale de 2 bouatis terre et dimidia c. p. in Claxebi [Claxby].

Cp. *Final Concords*, i, 27 ; *Feet of Fines*, 127/3, no. 28.

202. Ass. ven. rec. si Walterus auunculus Willelmi f. Drogonis fuit saisitus in dominico suo ut de feodo de 40 acris terre c. p. in Saresbi die qua obiit etc. Quam terram Petrus de la Campaine tenet . Qui uenit et dicit quod assisa non debet inde fieri quia Droco [sic] pater Willelmi fuit inde saisitus . post mortem Walteri fratris sui . Et Willelmus hoc congnouit . Iudicium . Willelmus f. Drogonis in m'ia . pro falso clamore . et Petrus teneat.

This case as it stands is not easy to follow. The point seems to be that William is claiming land as the next heir of his uncle Walter who is presumably Drogo's brother. The defence is that William is not the next heir of Walter because Drogo was seised of the land after Walter's death. If Drogo were not dead at the time the plea was brought by William, William would have no claim, and if Drogo were dead William should have claimed as his heir and not as Walter's. Drogo is known to have been dead by 1202.

*mem. 4d*

203. Simon f. Willelmi optulit se quarto die v. Thomam le Mansel de placito assise de morte antecessoris de 23 solidatis redditus et 4 denariatis in Halington' [Hallington] . et ipse non uenit uel se essoniauit . et summonicio fuit testata . Iudicium Thomas resumoneatur [sic] quod sit apud Leicestriam a die martis proxima post octabas apostolorum Petri et Pauli in 15 dies [16 July, 1202] . inde responsurus etc. et idem dies datus est recognitoribus in banco . Preceptum est uiccomiti. (*Marg.* apud Leic')

204. Ass. ven. rec. si Thomas auunculus Gunnilde uxoris Roberti fuit saisitus in dominico suo ut de feodo de 9 bouatis terre c. p. in Scandon' [Scampton] . die qua obiit etc. quam terram Anthonius de Scandon' tenet . Qui venit et dicit . quod ipse non tenet totam terram illam in dominico . set plures de eo . et Robertus positus loco ipsius Gunnilde hoc cognouit . et ideo Robertus in m'ia . pro falso clamore . et querat breue v. tenentes etc. M'ia Roberti f. Roberti dim. m. Plegius inde Thomas le Mansel. (*Marg.* dim. m.)

205. Assisa de morte antecessoris inter Hugonem f. Toroldi petentem . et Robertum f. Hugonis tenentem . de 3 bouatis terre . c. p. in Holingham [Holdingham] . remanet . quia Robertus dixit quod ipse (non) tenuit de illa terra nisi unam bouatam . et Hugo cognouit . querat breue aliud si noluerit.

206. Dies datus est Jordano Foliot per Normmannum [*sic*] attornatum suum et priori sancte Katerine de Lincolnia . de placito seruicii a die sancti Michaelis in 1 mensem [27 October, 1202] . apud Westmonasterium . quia prior habet cartam domini Regis . ne placitet nisi coram Rege uel eius iusticiario capitali. (*Marg.* apud Westm'.)

*At this point the hand changes, and a fifth clerk begins to write.*

207. Ernaldus de Bosco petit (saisinam<sup>e</sup>) [per<sup>s</sup>] Benjamin atornatum suum v. Philippum de Diue feodum dimidii militis in Wime [North Witham] sicut ius suum et hereditatem suam . et unde Emma mater sua fuit saisita tempore Regis H. patris domini Regis . capienda inde expleta ad ualentiam . 5 solidorum . uel plus . et hoc offert probare etc. Et Philippus uenit et deffendit ius suum . et dicit quod Ernaldus de Bosco pater suus dedit terram illam Philippo patri suo pro humagio suo per concessum uxoris sue . et inde cepit homagium . et si hoc non sufficeret : ponit se in magnam assisam domini Regis . et petit inde fieri recongicionem . utrum ipse maius ius habeat tenendi terram illam de ipso Ernaldo : an Philippus de eo [*sic*] . Et abbas de Crokestone [Croxtan, co. Leicester] et Robertus de Diue . et Radulfus cocus . et Henricus de Belingeie [Billinghay] ueniunt . et dicunt quod ipsi tenent partem de illa terra . et non ponunt se super probacionem . uel deffensionem illorum . Et Benjamin petit tenere predictum feodum sicut ipse Philippus illud tenet . et dicit quod cum ipse disrationauerit illud feodum : faciet illud quod facere debuerit . Consideratum est quod magna assisa . fiat inter eos . Dies datus est eis a die martis proxima post octabas apostolorum Petri et Pauli : in 15 dies [16 July, 1202] apud Leircestriam. (*Marg.* apud Leices'.)

Ernald, through Benjamin his attorney, claims by writ of right against Philip half a knight's fee in [North] Witham, as his inheritance from his mother Emma, who was seised of it in the time of Henry II. and took its profits. Philip replies that Ernald's father Ernald gave the land with Emma's consent to Philip's father Philip, and took his homage. If this reply is held insufficient, Philip will put himself on the grand assize. Thereupon four people whose names are given come and say that they hold part of that land but offer no proof. Benjamin, on Ernald's behalf, claims to hold the fee as Philip holds it, and says that when he has proved Ernald's right to it 'he will do what he ought,' that is with regard to the four who claim to be tenants. The grand assize is adjudged and a day is appointed at Leicester.

The case is difficult to follow partly because the clerk has made a mistake in recording that Philip has put himself on the grand assize. The question to be submitted to the jury must have been whether Philip ought to hold the land of Ernald, or Ernald ought to hold it in demesne. The words *an Philippus de eo* make no sense, and are replaced by *an Ernaldus in dominico* in case 225.

208. Willelmus f. Rogeri optulit se quarto die v. Eliam de Amundenuilla de placito finis facti de 4 bouatis terre . c. p. et tribus toftis in Carletune [Carlton le Moorland] . et ipse non venit uel se esoniauit . et fuit positus per vadium et plegios . sc. Hugonem f. Aliue . et Walterum le tailur . Judicium attachietur per meliores quod sit apud Leicestriam a die martis proxima post octabas apostolorum Petri et Pauli in 15 dies [16 July, 1202] inde responsurus . et plegii in m'ia quia non habuerunt quem plegiauerunt. (*Marg.* apud Leic'. m'ia m'ia.)

209. Uxor Roberti f. Radulfi petit rationabilem dotem suam . sc. unam bouatam terre . c. p. in Tuitorp [Towthorpe] v. Hugonem decanum . et Johannem filium suum.

*Tuitorp* was written *Tuutorp*, and the clerk corrected his mistake by dotting the third minim and marking the fourth for deletion. Case 209 is merely a false beginning. The completed entry is case 210.

210. Matillis que fuit uxor Roberti f. Radulfi optulit se quarto die v. Hugonem decanum . et Johannem filium suum de placito unius bouate terre . c. p. in Tuitorp quam ipsi petunt v. [eam<sup>s</sup>] ut dotem suam . et ipsi non ueniunt . uel se esoniauerunt . et summonicio fuit testata . Judicium . terra capiatur in manum domini Regis etc. et ipsi summoneantur quod sint apud Leicestriam a die martis post octabas apostolorum Petri et Pauli in 15 dies [16 July, 1202] etc. (*Marg.* apud Leic'.)

211. Ass. ven. rec. si Herebertus faber pater (predicte<sup>c</sup>) Hawise fuit saisitus in dominico suo ut de feodo de 2 bouatis terre et 2 partibus unius bouate terre et 1 tofto . c. p. in Carnington [? Kirmington] die qua obiit . et si ipsa Hawisa sit eius propinquior heres . quam terram Andreas de Wotton [Wootton] tenet . Qui uenit et dicit quod frater ipsius Hawise fuit inde saisitus post mortem patris sui . et inde ponit se super juratam . et Hawisa similiter . Juratores dicunt quod frater eius fuit ita inde saisitus . Judicium Andreas teneat . et Hawis in m'ia. (*Marg.* M'ia.)

212. Hugo f. Alani et Iueta uxor eius optulit [*sic*] se quarto die v. Robertum de Hascebi [Haceby] de placito unius masuagii in Walecote [Walcot by Folkingham] . et ipse non uenit uel se esoniauit . et summonicio fuit testata . Judicium terra capiatur in manum domini Regis etc. et ipse summoneatur quod sit apud Leicestriam a die martis proxima post octabas apostolorum Petri et Pauli in 15 dies [16 July, 1202] inde responsurus etc. Et idem dies datus est Agneti uxori Roberti : in banco. (*Marg.* apud Leic'.)

213. Johannes de Langetoft [Langtoft] optulit se quarto die v. Robertum de Hascebi [Haceby] de placito recipiendi cirographum suum de terra de Marame [Mareham] . et ipse non venit uel se esoniauit . et summonicio fuit testata . et positus fuit per vadium et plegium . et per meliores plegios . sc. Gilebertum de Fukingham [Folkingham] . et Gaufridum Luuell' et Willelmum de Netelham [Nettleham] . et Robertum f. Pagani . Judicium . Preceptum est vicecomiti quod habeat corpus

Roberti apud Lincolniam die jous . et quod Robertus sit in m'ia et plegii eius. (*Marg.* m'ia m'ia m'ia m'ia m'ia.)

214. Matillis que fuit uxor Hugonis Trunaum tulit breue de dote v. Ricardum cum barba . et non est prosecuta . et ideo in m'ia . et Robertus f. Odonis de Turleby [Thurlby near Bourne] . et Rogerus f. Rogeri de Wdecroft plegii eius de proseguendo. (*Marg.* m'ia m'ia m'ia.)

215. Sibilla que fuit uxor Roberti f. Walteri petit v. Robertum de Triamtune 2 bouatas terre c. p. et 1 toftum in Lissintune [Lissington] quod clamat esse liberum maritagium suum . et in quod predictus Robertus non habuit ingressum nisi per Robertum quondam uirum suum qui ei ipsa [*sic*] uendidit . Et Robertus uenit et petit uisum . Habeat uisum . Dies datus est eis apud Leicestriam á die martis proxima post festum apostolorum Petri et Pauli . in 15 dies [16 July, 1202] et interim fiat uisus. (*Marg.* apud Leic'.)

Sybil claims the land as her free marriage, that is, as that which her father gave her as her marriage portion, against Robert de Triamtune who bought it from Robert her husband.

216. Aeliz filia Roberti decani de Burtune [Burton Coggles] petit v. Robertum clericum de Billesfeld [Bitchfield] dimidium bouatam terre c. p. in Burtune sicut rationabilem dotem suam que eam contingit de lib. ten. (suo<sup>o</sup>) Ade f. Gaufridi quondam uiri sui . et unde ipse Adam eam dotaui die qua eam desponsauit . Et Robertus venit et dicit quod ipse Adam non fuit inde saisitus die qua eam desponsauit . et inde ponit se super juratam patrie . Et Aliz [*sic*] ponit se super eandem juratam Concordati sunt per 1 m. quam Aeliz dedit Roberto . et terra remanet Aeliz queta de Roberto.

217. Ricardus de Ermenters pro se et Matilde uxore eius optulit se quarto die v. Gaufridum f. Roberti f. Roberti [*sic*] de Turnewell' [*sic*] de placito tercię partis unius bouate [terre] c. p. in Cranewell' [Cranwell] sc. quam ipsi clamant ut rationabilem dotem ipsius Matillidis que eandem Matillidem contingit de libero tenemento quod fuit Roberti quondam uiri sui . et ipse (non<sup>i</sup>) venit . vel se esonauit . et habuit diem per esoniatorem suum . Judicium tercię pars illius terre capiat in manum domini Regis et Gaufridus summoneatur quod sit apud Leicestriam á die martis proxima post octabas apostolorum Petri et Pauli in 15 dies [23 July, 1202] . inde responsurus etc. (*Marg.* apud Leic.)

For the fine see *Final Concords*, i, 28, 29; *Feet of Fines*, 127/3, no. 36.

218. Ass. ven. rec. si Haraldus pater Gileberti fuit saisitus in dominico suo ut de feodo de 2 holmis et 52 salinis c. p. in Sumercotes [Somerccotes] die qua obiit etc. et si Gilebertus sit eius propinquior heres . quam terram Ricardus f. Roberti tenet . Qui uenit et cognouit predictos holmos et salinas esse jus suum . et ei reddidit et quietum clamauit de se et heredibus suis sibi et heredibus suis . Et idem Gilebertus dat domino Regi dim. m. pro (q<sup>o</sup>) habenda quadam assisa in itinere Justiciorum v. Herebertum de Lekeburne [Legbourne] . et Sibillam uxorem eius . Plegius de dim. m. Haraldus Cost. . . . (*Marg.* dim. m.)

A holme is a piece of water-side pasture.

210. Walterus de Cumigesholm [Conisholme] et Nicholaus de Cattedale [Cadwell] plegii Gileberti f. Harald de proseguendo v. Herebertum de Lekeburne . de assisa de morte antecessoris de 37 acris terre in Ludenho [Ludney]. (*Marg.* m'ia m'ia.)

220. Ass. ven. rec. si Adam seruens . et Ernaldus f. Aceke . et Johannes Pastor . et Walterus f. Rogeri . Umfridus f. Ernaldi . Ricardus Our iniuste et sine iudicio dissaisiuerunt Willelmum de Gisorz de communi pastura sua in Framtona [Frampton] infra assisam . Juratores dicunt quod ita dissaisiuerunt eum . Iudicium Habeat (inde<sup>d</sup>) saisinam . et ceteri in m'ia . Dampnum : dim. m. M'ia Ade : 1 m. Plegii inde : Ricardus Bacun . et Johannes f. Jordani . M'ia Ernaldi : 20 s. Plegii inde : Osebertus de Hoffleth [Hoffleet] . et Johannes f. Jordani . M'ia Johannis : dim. m. M'ia Walteri : 1 m. M'ia Umfridi dim. m. M'ia Ricardi : dim. m. per pleuinam predictorum plegiorum. (*Marg.* m'ia m'ia m'ia m'ia.)

221. Wace f. Walteri optulit se quarto die v. Gaufridum f. Johannis de placito assise de morte antecessoris de 1 acra prati c. p. in Sutton [et ipse non uenit] uel se esoniauit . et summonicio fuit testata . Gaufridus resummonetur quod sit in aduentu iusticiorum inde responsurus. (*Marg.* in aduentu iusticiorum.)

222. Simon de Driby [Driby] ponit loco suo Henricum de Lange-tune v. Eudonem de Bauent de placito assise de morte antecessoris . . . etc.

223. Abraham de Wolmersti [Wolmersty] optulit se quarto die v. Simonem le Breth de placito legis uadiate . et ipse Simon non venit . uel se esoniauit . . . . . Abraham eat sine die.

224. Dies datus est Simoni de Lind' et Margarete uxori eius petentibus . et Johanni de Lacelles tenenti . de 4 carucatis terre in . . . et de 4 carucatis terre in Duffeld [North Duffield, co. York] . á die sancti Michaelis in 15 dies [13 October, 1202] apud Westmonasterium . per breue domini G. f. Petri. (*Marg.* apud Westin'.)

Cp. *Final Concords*, i, 114.

225. Hugo Scottus . Willelmus f. Amfridi . Johannes de Hascebi [Haceby] Willelmus de Aincurt summoniti ad eligendum 12 milites ad faciendum magnam assisam . inter Ernaldum de Bosco petentem . et Philippum de Diue tenentem de feodo dimidii militis c. p. in Wime [North Witham] [unde<sup>s</sup>] Philippus qui tenens est posuit se in magnam assisam domini Regis . et petiit inde recongnicionem utrum ipse maius ius habeat tenendi . . . . an Ernaldus in dominico . venerunt et elegerunt istos . sc. Hugonem de Bussai . Willelmum de Land' . Hugonem de Trikingham [Threckingham] . . . . . ham Radulfum de Kisebi [Keisby] . Walterus de Birketorp [Birtherpe] Adam de Bukemunstr' (est<sup>d</sup>) [Buckminster, co. Leicester] . Radulfum f. Stephani . Lambertus de . . . . . de . Willelmus de Harint' (est<sup>d</sup>) [Harrington] . Petrus de Bekerinke [Beckering] . Petrus de Campania . Herueus de Aresci (est<sup>d</sup>) . Radulfum de Heling [Healing] . . . . . Dies datus est eis á die martis proxima post octabas apostolorum Petri et Pauli in 3 septimanis [6 August, 1202] apud Couintre [Coventry, co. Warwick] . et idem dies datus est . . . . . (*Marg.* apud Couintr').

The clerk forgot what case the names of the knights should be in, and wrote most of them in the nominative.



226. Muriel de Falestorp [Farlesthорpe] petit v. abbatem de Lude [Louth Park] 1 bouatam terre in Turleby [Thurlyb in Bilsby] ut ius suum . . . . . Dies datus est eis á die martis . post octabas apostolorum Petri et Pauli in 3 septimanis [30 July, 1202] apud Couintre [Et abbas ponit\*] inde loco suo Gilebertum monachum suum . et Miriel ponit inde loco suo Eudonem f. suum. (*Marg.* apud Couintr'.)

For the fine see *Final Concords*, i, 75, 76 ; *Feet of Fines*, 127/1, no. 27.

227. Eadem Miriel petit v. eundem abbatem 14 acras terre c. p. in Fareslestorp [*sic* Farlesthорpe] ut jus suum . Et abbas venit et petit uisum . Habeat uisum . Idem dies datus est eis apud Couintre . Et abbas ponit inde loco suo eundem Gilebertum . Et Muriel eundem Eudonem etc. (*Marg.* apud Couintr'.)

*mem.* 5.

*At this point the hand of mem. 3 is resumed.*

228. Robertus f. Emme dat domino Regi dim. m. pro habenda licencia concordandi cum Roberto f. Alani . de duabus bouatis terre c. p. in Fugelingam [Fillingham] Plegius inde Petrus de Beckering'. (*Marg.* dim. m.)

229. Abbas de Torinton' [Thornton Curtis] petit v. Jollanum de Amundeuilla quod warentizet ei 2 bouatas terre et dimidiam et 4 tofta c. p. in Barewe [Barrow on Humber] et clamant [*sic*] tenere de eo in puram et liberam elemosinam . et unde cartas suas protulit que hoc testantur . Et Nicholaus de Amundeuilla attornatus eius venit et dicit quod abbas non tenet terram illam . et inde ponit se super visnetum . et abbas similiter . Et abbas ponit inde loco suo Willelmum canonicum suum ad lucrandum etc.

*The clerk has put a paragraph sign and left a space of about three quarlers of an inch, but did not write anything in it.*

230. Matillis que fuit uxor Roberti de Cauz petit v. Johannem de Cauz terciam partem de lib. ten. quod fuit Roberti quondam uiri sui in Kelburn' et in Blibure [Redbourne and Blyborough] ut rationabilem dotem suam . Et Johannes uenit et dicit quod ipse optulit ei terram de Blibure' . unde mater sua fuit dotata . et quod ipsa Matillis fuit inde dotata ad hostium ecclesie . Et offert domino Regi dim. m. pro habenda inde inquisitione visneti . et veredicto visneti . Et Matillis dicit quod ipsa fuit dotata de 4 bouatis terre in Blibure' . et 1 bouata terre et 1 tofto . et de medietate unius molendini in Relburn' [*sic*] . et inde ponit se super juratam visneti . et Johannes similiter . Juratores dicunt quod ipsa ita dotata fuit de illis 4 bouatis terre in Blibure' . et 1 bouata et 1 tofto et de medietate unius molendini in Re[l]dburn' . Judicium Matillis habeat inde saisinam suam . et Johannes de Cauz faciat escambium Willelmo de Hemiton' et uxori eius de terra quam eis warantizauit coram justiciis . Johannes in m'ia pro iniusta detencione. (*Marg.* dim. m. m'ia.)

There is a curious confusion in the spelling of the name Redbourne. Roger de Cauz had evidently assigned special lands to his wife as her dower at the door of the church on their marriage. At this date, the amount of dower ought not by law to exceed one-third of the man's land. A woman, thus specifically dowered at the door of the church, could enter at once into her dower on her husband's death without waiting for an assignment of dower by the heir. Maud apparently

brought a writ against William the tenant of her dower. He vouched John, the heir, to warranty. John must then have made Maud the offer to which he refers. But Maud demanded the dower assigned to her by her husband. Seisin of it is adjudged to her and John is to give the tenant, William, an exchange.

231. Gilebertus de Denigeworth [*sic* Benniworth] petit v. abbatem de 'Torenton' [Thornton Curtis] 1 carrucatam terre et 1 toftum et medietatem 3 molendinorum c. p. in Houton' [*probably* East Halton] ut jus suum. Et abbas uenit et protulit cartam domini Regis in qua continetur quod ipsi non ponantur in placitum, nec placent nisi coram domino Rege. Dies datus est eis a die sancti Michaelis in 1 mensem [27 October, 1202] apud Westmonasterium. (*Marg.* apud Westm'.)

232. Loquela inter Robertum f. Emme petentem. et Henricum f. Radulfi tenentem. de 3 bonatis terre c. p. in Figelingham [Fillingham]. remanet sine die quia ipse Henricus est infra etatem.

233. Simon f. Ywein petit v. Alanum f. Gileberti quod ipse capiat homagium et rationabilem releuium suum de lib. ten. quod tenet de eo et tenere clamat in Denton' [Denton]. et Alanus uenit et recepit homagium suum. et est in m'ia quia prius non cepit homagium suum.

234. Willelmus de Oseuilla queritur quod Robertus de Basingham [Bassingham] asportuit [*sic*] ui et iniuste quandam fraxium de lib. (ten<sup>o</sup>) (feodo<sup>o</sup>) suo. et dixit quod sectam habuit que hoc uidit et nullum produxit. Et Robertus uenit et defendit et ideo Willelmus in m'ia pro falso clamore. (*Marg.* m'ia.)

There is no such word as *fraxium*. The clerk must have meant *fraxinum*, an ash-tree. William complains that Robert has carried away by force an ash-tree from William's free fee, and says that he has a witness who saw it done. But he does not produce anyone in proof of his assertion. And since Robert denies the allegation William is to be amerced for a false claim.

235. Rogerus de Coleuilla petit v. Umfridum f. Ricardi et Idoneam uxorem eius 2 bouatas terre c. p. in Biham [*probably* Castle Bytham]. ut jus et hereditatem suam. Et Unfridus [*sic*] et Idonea venerunt et cognouerunt predictam terram esse jus suum. tenendam sibi et heredibus suis. de eis et heredibus suis. per seruicium 1 libre piperis. et 4d. per annum pro omni seruicio. Et Rogerus dedit ei [*sic*] 10 m. Et sciendum quod ipse Rogerus fuit tunc infra etatem.

Humfrey and his wife might have succeeded in postponing the plea had they so wished on the ground that Roger was under age. They succeed however in making what must have been a fairly profitable arrangement with Roger. A pound of pepper and 4d. is a reasonable rent especially since they received 10 marks down. The note that Roger was under age was probably made in fairness to him. He might wish to go back on his agreement and reopen the case. Humfrey could not in that event plead the settlement made at this time.

236. Auicia filia Radulfi petit v. Willelmum de Baiocis 4 bonatas terre [et] 2 toftos c. p. in Torkesie [Torksey]. ut ius suum. Et Willelmus uenit et dicit quod Auicia habet sorores que tantum iuris deberent habere in terra illa quantum ipsa. et ideo non uult sine eis respondere. et sicut breue non loquitur de eis. Consideratum est quod non respondeat. set querat breue de omnibus sororibus si uoluerit. Et Auicia habet uirum sc. Robertum. et Alicia soror eius. et ipsa Auicia ponunt loco suo Johannem uirum Alicie uel Robertum uirum Auicie. ad lucrandum etc.

237. Robertus f. Simonis optulit se quarto die v. Willelmum f. Britonis . de placito donationis ecclesie de Swathme . et ipse non.

This entry was never completed. A space of about half an inch was left to enter the rest of the case. What is omitted was probably the note that no essoin was made, that the summons is attested by the summoners, that the property at issue is taken into the king's hand, and that the parties are to be re-summoned. The clerk in simple cases probably wrote in court so much as was necessary to remind him of the facts and left the rest to be filled in at leisure. On this occasion he probably omitted to fill it in because he had made so many mistakes in this beginning. The case seems to be that between Robert and Ingeram, sons of Simon, and William son of Drogo for the advowson of the church of Waithe. See cases 1181 and 1187.

238. Matillis filia Eudonis petit v. Robertum f. Toke . et Gilebertum fratrem eius terciam partem 2 bouatarum terre . 2 acris minus . ut rationabilem dotem suam que eam contingit de lib. ten. quod fuit Toke quondam uiri sui in Keddington' [Keddington]. Et Robertus et Gilebertus ueniunt et dicunt quod optulerunt ei dotem suam . sc. 3 acras terre unde fuit dotata . et inde ponunt se super juratam uisneti . et offerunt domino Regi dim. m. pro habendo inquisitione inde.

*A space of about three quarters of an inch is left.*

239. Alicia la Constable petit v. priorissam de Lekeburn' [Legbourne] quod ipsa permittat eam presentare idoneam personam ad ecclesiam sancti Petri de Saltfletesbi [Saltfleetby St. Peter] que uacat ut dicitur . et cuius aduocacionem ipsa Alicia dicit ad se pertinere . Et priorissa uenit (et dicit quod non uacat eo quod ipsa illam tenet<sup>1</sup>) et protulit cartam Roberti f. Gileberti . in qua continetur quod ipse dedit ecclesie sancte Marie de Lekeburn' . et monialibus ibi deo seruientibus (in puram et perpetuam elemosinam<sup>2</sup>) et ecclesias que fundate sunt in feodo suo . et inter istas et ecclesias (nominat<sup>3</sup>) ecclesiam de Saltfletebi . (in puram et perpetuam elemosinam<sup>4</sup>) . et cartam Willelmi f. Roberti . que hoc confirmat . et cartam domini Regis Johannis . donum illius Roberti confirmantem . et confirmationem episcopi Hugonis Lincolnensis . et archiepiscopi Huberti Cantuariensis . et confirmationem domini Pape [sic] Lucii et Alexandri . Et Alicia protulit cartam Roberti f. Gileberti predicti in qua continetur quod ipse dedit in maritagium cum Alicia filia sua suum halletot<sup>1</sup> de Saltfletesbi et donationem (ecclesie<sup>2</sup>) sancti Petri de Saltfletesbi . et dicit (et dicit<sup>3</sup>) quod terra illa cum aduocacione ecclesie fuit ita data in maritagium . antequam ecclesia de Lekeburn' esset fundata et preterea ipsa Alicia fecit summonere Robertum de Lekeburn' qui debuit ei warantizare illam aduocacionem quam ipsa tenet de dono Roberti predicti : cuius heres ipse est et de eo tenere clamat : Et ipse Robertus uenit et noluit breui suo respondere . quia ipsa non tenet (tenuit<sup>4</sup>) illam aduocacionem . set warantizauit predictae priorisse . predictam aduocacionem . quam Robertus f. Gileberti dedit ecclesie de Lekeburn' . in elemosinam puram et perpetuam . (Dies datus est eis a die sancti Michaelis in 1 mensem [27 October, 1202] apud Westmonasterium ad audiendum inde iudicium suum . Et priorissa ponit loco suo fratrem Willelmum ad lucrandum etc.). (*Marg. Westm'*)

<sup>1</sup> This word was written *hallet*, the *t* was marked for deletion and *tot* interlined. It is an unusual word, apparently meaning 'hall toft' or enclosure where the lord's house stood.

The last sentence is written in the first hand of the roll in part of the space of about an inch left for the continuation of the case.

240. Phillipus de Reseby [Reasby] . Gaufridus de Enderbi [Enderby] . [plegiu\*] Edith de Daubi [Dalby] . de prosequendo v. Willelmum de Harinton' [Harrington] in m'ia. (*Marg.* m'ia . m'ia.)

241. Willelmus Cuselin . Rogerus de Uppeford' plegii Lecie que fuit uxor Simonis f. Henrici . de prosequendo v. Johannem f. Gileberti de placito dotis. (*Marg.* m'ia m'ia.)

242. Johannes de Hascebi [Haceby] optulit se quarto die v. Matillidem que fuit [uxor\*] Willelmi de Sunarbi [*sic* Somerby] de placito 2 bouatarum terre c. p. in Sunardebi . Et ipse [*sic*] non uenit uel se essoniauit . et summonitio testata fuit etc. Judicium terra capiatur in manum domini regis etc. et Matillis summoneatur quod sit apud Couintre . a die dominica proxima ante festum sancti Kenelmi in 15 dies [28 July, 1202] inde responsura etc. (*Marg.* apud Couintr'.)

243. Dies datus est Templariis (et\*) et priori de Simplingham [Semplingham] de presentacionis [*sic*] ad ecclesiam de Dunnington' [Donington in Holland] a die sancti Michaelis in 1 mensem [27 October, 1202] quia non debent placitare nisi coram domino Rege . uel eius capitali iusticiario. (*Marg.* apud Westm'.)

244. Angnes que fuit uxor Oseberti optulit se quarto die v. Willelmum et Johannem filios Matillidis de placito 5 acram terre c. p. in Saltfletesbi [Saltfleetby] . et ipsi non nenerunt uel se essoniauerunt . et summonitio testata fuit . Judicium terra capiatur in manum domini Regis etc. et ipsi summoneantur quod sint apud Couintre . a die dominica ante festum sancti Kenelmi in 15 dies [28 July, 1202] inde responsuri etc.

245. Radulfus f. Rogeri atornatus Hawise et Alicie filiarum Willelmi et Simonis clerici petit v. Robertum Pilate 10 bouatas terre c. p. in Scredinton' [Scredington] etc. Et Robertus uenit et petit uisum . Habeat uisum . Dies datus est eis apud Couintre . a [die\*] dominica proxima ante festum sancti Kenelmi in 15 dies. (*Marg.* apud Couintr'.)

246. Auicia de Normanuilla petit v. abbatem de Oxenay [Barlings] et fratrem Reginaldum custodem pontis de Langwath' [Langworth] 20 acras terre et dimidiam acram prati c.p. in Stanton' [Stainton by Langworth] . Et ipsi ueniunt et petunt uisum . Habeant uisum . Dies datus est eis a die dominica proxima ante festum sancti Kenelmi in 15 dies apud Couintre . Et Auicia ponit inde loco suo (Reinerum\*) (Reginaldum\*) Malet . et abbas ponit inde loco suo ipsum Reginaldum . (*Marg.* Couintr'.)

247. Dies datus est Ricardo f. Aluredi tenenti et Willelmo f. Simonis . petenti . de 2 bouatis terre et dimidia c. p. in Asgarbi [Asgarby by Sleaford] . a die dominica proxima ante festum sancti Kenelmi in 15 dies propter breuem [*sic*] summonitionis quam [*sic*] Ricardus habuit . Et Ricardus ponit inde loco suo Maugerum de Bamburg' [Baumber] . (*Marg.* apud Couintr'.)

248. Josce f. Roberti de Wastinais petit v. Philippum de Wastinais quod capiat homagium et rationabile releuium sum . de lib. ten. suo quod tenet et de eo tenere clamat in Brunne [Bourne] . Et Phillippus venit et cepit homagium suum coram iusticiis.

### CIVITAS LINCOLNIE

*This heading is interlined, probably by the clerk who began the roll.*

249. Ass. ven. rec. si Petrus nouus magister . et Iuetta uxor eius et Johannes f. eorum iniuste et sine iudicio dissaisiuerunt Warinum tintorarium . de lib. ten. suo in Lincolnia . infra assisam . Juratores dicunt quod ipsi non ita dissaisiuerunt eum . iniuste et sine iudicio . quia ipsi implacitabantur inde in curia ciuitatis Lincolnie . et ibi recuperauerunt saisinam per iudicium curie ciuitatis Lincolnie . pro defalta Martini Martel qui non fuit saisitus de illa terra . Et curia quesita si placitum fuit ita in curia . inter ipsum Warinum et predictos Petrum et Iuettam et Johannem de predicta terra . dicunt quod non . set inter Petrum et Martinum Martel . de seruicio illius terre . et quod Warinus tenuit tunc terram illam . Et juratores hoc postea cognouerunt Iudicium Warinus habeat inde saisinam suam . et Petrus et alii in m'ia . Dampnum [blank] Juratores qui conuicti sunt de periurio custodiantur et Osebertus Martel unus recognitor inde in m'ia quia dixit coram iusticiis quod non fecit uisum . et testatum fuit quod summonitus fuit . M'ia Petri 20 s. Plegius inde . [blank] . (Marg. m'ia m'ia Custodiantur m'ie multe).

Peter, his wife, and son, had acquired the service of certain land in Lincoln against Martin Martel by judgement of the court of the city of Lincoln. It appears that Peter thereupon evicted Warin, who was tenant of the land in question, and took seisin of the land. Warin brought the assize of novel disseisin against Peter. The jurors say that Peter did not disseise Warin, because Peter recovered the seisin of the land in the court of the city of Lincoln by default of Martin Martel against whom he had brought a plea for it. The city court was asked if there were a plea between Warin and Peter for the land, and they say that there was not, and that the plea was between Peter and Martin Martel for the service of the land, and that the land was at the time held by Warin. Afterwards the jurors acknowledge this. Warin has his seisin. The jurors who committed perjury are taken into custody. The fact that Peter had acquired the right to the service of the land by the judgement of the court would not entitle him to evict the tenant who held the land and did service for it.

250. Ass. ven. rec. si Willelmus de Fiskerton' [Fiskerton] . iniuste et sine iudicio . dissaisiuit priorem de Ormesbi [Nun Ormsby] de lib. ten. suo in Lincolnia . infra assisam . Juratores dicunt quod ita dissaisiuit eum . Iudicium prior habeat inde saisinam . et Willelmus in m'ia pro dissaisina . Dampnum 10 s. M'ia 1 m. Plegius inde Robertus f. Gamel.

251. Ass. ven. rec. si Willelmus Taillebot . et Sanson f. Willelmi . et Willelmus f. Alani et Hamo frater eius . et Nicholaus f. Seolf' iniuste et sine iudicio dissaisiuerunt Radulfum Madian de lib. ten. suo in Lincolnia . Et Willelmus et Sanson et Willelmus et Hamo veniunt et dicunt quod ipsi habent inde seisinam [sic] per iudicium Burchimoti Lincolnie . et inde uocat [sic] curiam illam ad warrant . Et curia testatur quod nullum placitum fuit inter eos in curia . Et quia curia quam uocauerunt eis deficit : consideratum est quod Willelmus et omnes alii dissaisiatores in m'ia . et quod Radulfus habeat inde saisinam suam . Dampnum 20 s.

Plegii Willelmi de m'ia : Runfar f. Lamberti . et Adam de Colecestr' . Plegius Sansonis (de dim m.<sup>3</sup>) Robertus Paue . Plegius Willelmi f. Alani Willelmus Palmerus . Plegius Hamonis : Rogerus socius eius . Plegius Nicholai : Henriens f. Johannis . M'ia Willelmi 20 s. M'ia Sansonis dim m. M'ia Willelmi f. Alani (f. Alani<sup>e</sup>) 1 m. M'ia Hamonis . dim. m. M'ia Nicholai . dim. m. (*Marg.* 2 m'ie.)

The 'burchimot' which the disseisors vouch, and which fails to warrant their seizure of the land, is the 'court of the city of Lincoln' of case 249.

252. (Willelmus<sup>e</sup>) (Walterus<sup>3</sup>) f. Matillidis tulit assisam noue dissaisine v. Johannem f. Thome de lib. ten. suo in Lincolnia . et non est prosecutus . et ideo in m'ia . et Johannes Monetarius et Alanus f. Matillidis de Pileham [Pilham] [plegii<sup>3</sup>] de prosequendo . Et Johannes f. Thome non venit.

253. Albreda que fuit uxor Johannis petit v. Regenild' que fuit uxor Alardi et Matillidem filiam eius . rationabilem dotem suam que eam contingit de lib. ten. quod fuit Johannis quondam uiri sui in Lincolnia . unde ipse eam dotaui per concessum Alardi patris sui . Qui Alardus obiit antequam Johannes [*sic*] . et post mortem Johannis aliam uxorem duxit . et eam dotaui . Et canonici veniunt et dicunt quod ipsi tenent terram illam . et quod Regenild' et Matillis tenent eam de eis . per 2s . per annum . et nolunt respondere sine episcopo . Et ideo sine die.

Aubrey, John's widow is seeking against Ragnild, Alard's widow, and Maud her daughter her reasonable dower which belongs to her from John's free tenement in Lincoln, and with which she had been dowered by John with Alard, his father's, consent. John died before Alard, and after John's death Alard took another wife, Ragnild, and dowered her. The case is dismissed because the canons of Lincoln say that they hold the land in question and Ragnild and Maud hold it of them for 2s. a year and that they do not wish to reply while the see of Lincoln is vacant.

The clerk made a mistake saying that Alard died before John instead of that John died before Alard.

*mem.* 5d.

254. Matillis vidua optulit se quarto die v. Gaufridum f. Jocelini et Agnetem Code . de placito unius toiti c.p. in Lincolnia . quod ipsa petit ut rationabilem dotem suam . que eam contingit de lib. ten. quod fuit Onti quondam uiri sui in Lincolnia . Et ipse [*sic*] non uenerunt uel se essoniauerunt . et summonitio testata fuit . Judicium terra capiatur in manum domini Regis . et Agnes et Gaufridus summoneantur quod sint apud Couintre a die dominica proxima ante festum sancti Kenelmi in 15 dies [28 July, 1202] etc. (*Marg.* Couintr'.)

255. Laurencia que fuit uxor Walteri f. Reinboldi petit v. Willelmum f. Roberti et Laurenciam uxorem eius medietatem unius mesagii c.p. in Lincolnia . ut rationabilem dotem suam que eam contingit de lib. ten. quod fuit Walteri quondam uiri sui in Lincolnia . et unde ipsa dotata fuit . Et Willelmus et Laurencia veniunt et dicunt quod ipsi tenent terram illam in custodia . cum P. f. Roberti de Leirton . qui est infra etatem . et quod ipsa non debet inde dotem habere . quia ipse Walterus habuit aliam uxorem Richoldam nomine . et medietas illius masagii fuit data ipsi Waltero in maritagium cum ipsa Richolda . Et Laurencia dicit quod ipsa debet habere dotem . quia idem Walterus emit medietatem

illius masagii . de Fulcone et Nicholao fratribus predicte Richolde . uxoris ipsius Walteri . et inde ponit (se<sup>i</sup>) super juratam visneti . et Willelmus et Laurentia ponunt se similiter super juratam . Consideratum est quod jurata fiat inde . Juratores dicunt quod Walterus tenuit unam medietatem de quodam alio mesagio sicut illam quam emit de predictis Fulcone et Nicholao . unde ipsa habet dotem suam . et aliam medietatem de ipso masagio quam ipsa petit in dotem tenuit idem Walterus ut hereditatem Richolde uxoris sue . Judicium Willelmus et Laurentia teneant in pace . et Lauretta [sic] in m'ia pro falso clamore . (*Marg. m'ia.*)

Laurencia, Walter's widow, seeks against William and Laurencia his wife half a messuage in Lincoln as her dower. William and his wife reply that they hold that land in wardship with P. son of Robert of Leirton, who is under age, and that Laurencia has no claim in it because it was given to her husband, Walter, in marriage with his first wife Richolda. Laurencia answers that she ought to have dower because Walter bought the half of that messuage from Fulk and Nicholas, the brothers of his first wife Richolda. And she puts herself on a jury on this point. The verdict is that Walter held the half of another messuage which he had bought from Fulk and Nicholas, and that Laurencia had already received dower of that, and that the half of the messuage which Laurencia is claiming was held by Walter as the inheritance of his first wife Richolda. William and Laurencia are therefore to hold the land in peace, and Laurencia, Walter's widow, is to be amerced for a false claim.

256. Willelmus Palmerus petit v. abbatem de Bardenay [Bardney] quod warentizet ei 1 mesagium c.p. in Lincolnia . quod tenet et de eo tenere clamat . et unde cartam suam habet ut dicit . Et abbas essoniat se . de malo lecti v. alium . et ei adiudicatus esset languor . et v. ipsum Willelmum essoniat se de malo lecti primo die summonitionis . et essonium recipitur pro essonio de malo veniendi . et habet diem per essonium suum . in aduentum Justiciorum. (*Marg. In advent' Justic'.*)

The abbot of Bardney is ill. He has excused himself from appearing in another plea on the score of sickness and the knights who went to view his sickness have certified that it is genuine. In this case too he pleads sickness as an excuse for non-appearance, and the bearer of this excuse appears on the first day for which the abbot was summoned. His illness is recognised as sufficient to prevent his coming to the court and he is given a day to appear in the next coming of the justices to Lincoln. See case 31. For an account of the law of essoins or excuses for non-attendance in court see Introduction. See case 273.

257. Fratres milicie Templi petunt v. abbatem de Kirkested' [Kirkstead] 2 bonatas terre c.p. in Schamton' [Scampton] . Et abbas petit inde uisum . et habet . Dies datus est eis apud Westmonasterium : a die sancti Michaelis in 1 mensem [27 October, 1202.]

258. Preceptum fuit vicecomiti quod poneret per vadium et saluos plegios . Willelmum de Mubray quod esset responsurus priori de Sempplingham [Sempringham] de vexatione de liberis elemosinis suis quas tenet de dono Rogeri de Mubrai . cuius heres est idem Willelmus . et contra tenorem cartarum ipsius Rogeri uexat predictum priorem . Prior eat sine die . quia Willelmus est ultra mare in seruicio domini Regis.

259. Jollanus de Stowe [Stow St. Mary] in m'ia . pro falsa presentacione eo quod dixit quod 1 toftum fuit in manu episcopi Hugonis Lincolniensis . et conuictus fuit inde . Plegii Jollani Gillebertus de Sancta Cruce . et Rogerus f. Willelmi de Stowe et de Keteresbi [Kexby.]

This entry probably relates to a survey of the lands of the bishopric of Lincoln, made when they were taken into the king's hand after the death of bishop Hugh I. It may be assumed that Jollan was one of the jurors appointed to make the survey.

The rest of mem. 5d. is taken up with Lincoln pleas heard at Coventry. They are printed at the end of the pleas heard at Lincoln and Leicester.

*mem. 6, which is written in the hand of the first clerk.*

200. Willelmus f. Osberti petit v. Thomam fratrem suum 2 bouatas terre c.p. in Herdwic' [Hardwick in Nettleton] que ei habent [rectius *debent*] descendere de matre sua Eliota cuius maritagium terra illa fuit . et 1 bouatam terre c.p. in Hakethorn [Hackthorn] que fuit maritagium eiusdem . et 6 bouatas terre c.p. in Westrasen' [West Rasen] que ei (ut filio primogenito<sup>4</sup>) habent [rectius *debent*] descendere de patre suo Osberto qui inde fuit seiscitus ut de feudo et iure etc . Et Thomas uenit et defendit ius suum et dicit quod dum terra illa fuit in manu Petri Painei post obitum predicti Osberti ortum fuit placitum inter predictos fratres de terra illa . et ita conuenit inter eos quod predictus (Willelmus<sup>4</sup>) uenit in curia predicti Petri apud Rasen' [Rasen] et pro 20 s. et 20 bidentes [*sic*] quas ipse Thomas dedit eidem Willelmo . ipse quietum clamauit ei et heredibus suis de se et heredibus suis totum jus et clamium quod ipse habuit in predicta terra (ita quod ipse attornauit eum ad illum Petrum faciendi ei homagium suum de terra illa et per illud attornatum : fecit ei homagium suum<sup>1</sup>) . et hoc offert probare v. eum per quendam liberum hominem . sc. [blank] qui uenit et hoc offert dirationare per corpus suum sicut ille qui tunc fuit in predicta curia et hoc uidit et audiuit . Et Willelmus uenit et defendit illam quietamclamacionem ut homo maimatus . et v. eundem [blank] sicut v. campionem conducticium . et dicit quod predictus Petrus in curia cuius ipse debuit fecisse illam quietam clamacionem : obiit 2 annis : antequam pater suus . Dies datus est eis in 1 mensem post festum sancti Michaelis [27 October, 1202] ad audiendum iudicium suum apud Westmonasterium. (*Marg. Westm.*)

William has brought a writ of right against his brother Thomas, claiming 2 bovates in Hardwick and one in Hackthorne which were his mother's marriage portion, and six bovates in West Rasen which should have come to him as eldest son. Thomas replies that after their father Osbert's death, while the land was in the hands of Osbert's lord, Peter Painei, a suit was begun between the brothers, and an agreement made, by which William came into Peter's court at Rasen and for 20 shillings and 20 sheep which Thomas gave him, released all his right and claim in the land of Thomas, attorning him to do homage to Peter for the land, and Thomas did homage for it. Thomas offers to prove his statement by the body of a free man who comes into court and offers to deraign—make proof of—Thomas' statement, as one who was in the court when the agreement was made and saw and heard it. William denies Thomas' claim 'as a maimed man,' that is, he refuses to accept the challenge to a judicial duel on the ground that he cannot fight. And he denies Thomas' champion's statement 'as against a hired champion,' that is, he challenges the champion's good faith, on the ground that he was hired to make the statement and fight. William also says that the Peter Painei, in whose court he is supposed to have made the quit claim died 2 years before his father. The case is adjourned to Westminster, where the brothers compromised their suit.

See *Final Concords*, i, 31-2 ; *Fet of Fines*, 127/3, no. 50.

A space of about an inch was left for the end of the case, and in it the clerk inserted the sentence which is interlined.



261. Dies datus est Ricardo f. Aluredi tenenti et Willelmo f. Simonis petenti de 2 bouatis terre et dimidia c.p. in Asgarbi [Asgarby by Sleaford] apud Couintre a die dominica proxima ante festum sancti Kenelmi in 15 dies [28 July, 1202] propter breuem [*sic*] summunionis quam Ricardus habuit. Et Ricardus ponit loco suo Maugerum de Bamburc [Bamber] etc. (*Marg. Couintr'.*)

262. Auicia de Normanuilla petit v. abbatem de Oxeneia [Barlings] et fratrem Reginaldum custodem pontis de Langwath [Langworth] 20 acras terre et 5 acras prati c.p. in Stainton' [Stainton by Langworth]. Et ipsi uenit et pecierunt uisum. Habeant. Dies datus est eis (a die dominica<sup>1</sup>) in 15 dies ante festum sancti Kenelmi [28 July, 1202]. apud Couintre. Et Auicia ponit loco suo Reinerum Malet. Et abbas ponit loco suo ipsum Reginaldum etc. (*Marg. Couintr'.*)

263. Alexander de Pointon' queritur quod Ricardus collector. Baldricus de Muston' [Muston, co. Leicester]. Andreas f. Sudhard'. Bricius. Robertus de Grimescrof (Laurencius de Muston<sup>1</sup>) recognitores assise capte inter ipsum Alexandrum et Willelmum Britonem coram domino G.f. Petri apud Norhamtonam [Northampton] plus terre dederunt eidem Willelmo quam ipse Willelmus recuperauit v. eundem Alexandrum per assisam unde idem G.f. Petri et ore et breui testatus est quod predictus Willelmus non recuperauit per assisam illam plusquam 1 acram et dimidiam et 1 mesagium. et hoc idem testantur quidam alii recognitores eiusdem assise. Unde predicti Ricardus et Baldricus et alii 4 attachiati fuerunt ad esse coram Justiciis inde responsuri qui uenerunt et dixerunt quod ipsi non dederunt predicto Willelmo plusquam 1 acram et dimidiam et 1 mesagium sicut dominus G. testatur se eo dedisse. Et vicecomes et totus comitatus testatur (quod ipsi<sup>1</sup>) in pleno comitatu plus terre ei dederunt. unde diuise notate sunt in rotulo vicecomitis. Et ideo consideratum est quod ipsi custodiantur. Et Ricardus Bacum. Simon de Benington' [Benington]. Andreas f. Johannis de Fenthorp [Fanthorpe] Ricardus f. Roberti. Hugo f. Abraham. Gaufridus de Benington. et Radulfus f. Alani primi plegii predictorum periuratorum. sunt in m'ia quia non habuerunt eos. (*Marg. Custodiantur. m'ie.*)

See Introduction.

264. Thedbalus Hautein petit v. Johannem personam de Scredinton' [Scredington] 2 bouatas terre c.p. in Scredinton' ut jus suum. Et Johannes uenit et dicit quod ipse tenet terram illam de capitulo sancte Marie Lincolnie de anno in annum quamdiu eis placuerit et non aliter. et uocat decanum et capitulum ad warantum inde. Qui ueniunt et ei warrantizant. et dicunt quod nolunt ei respondere desicut ipsi sunt sine episcopo. Et ideo sine die. (*Marg. Cras.*)

Theobald Hautein has brought a writ of right against John the parson of Scredington claiming 2 bovates there. John replies that he is a tenant at will of the dean and chapter, whom he vouches. They say that they cannot answer while they are without a bishop, and the case is dismissed.

265. Gaufridus Saluain summunitus ad warrantizandum Alano f. Alicie 2 bouatas terre et 2 tofta c.p. in Carnewell' [Cranwell] unde cartam suam protulit. uenit et ei warrantizauit. Et preceptum est quod vicecomes non permittat quod Alanus non uexetur per ipsum Gaufridum inde. uel per alium pro defectu Gaufridi.

266. Herebertus de Lekeburn' [Legbourne] petit v. Ricardum de Haeh [Haugh] et Ysabellam uxorem suam quater viginti acras terre c.p. in Sutton' et in Struttorp [Sutton-on-Sea and Trusthorpe] ut jus suum . Et Ricardus (et uxor eius<sup>1</sup>) nemiunt et defendunt jus suum . et ponunt se in mangnam assisam domini Regis et petunt recognicionem fieri utrum ipsi maius jus habeant (tenere<sup>e</sup>) in terra illa ut in illa que est ius ipsius Ysabelle . an predictus Herbertus . Andreas ergo de Wotton' [Wootton] et Willelmus Berner . Eudo de Auford' [Alford] . Andreas de Edlington' [Edlington] 4 milites electi ad eligendum 12 ad faciendum illam assisam : uenerunt et elegerunt istos . Willelmum de Harinton' [Harrington] . Willelmum de Karleton' [Carlton] . Ricardum de Tawell' [Tathwell] . Ricardum de Maring' [Mareham le Fen] Robertum fratrem eius Alanus [sic] de Marton' [Martin by Horncastle] Robertum de Scrembi [Scremby] Jordanum de Brakenberge [Brackenborough] . Robertum de Saltorp [Sauthorpe] . Ricardum f. Roberti . Ricardum f. Roberti de Kuningkestorp [Kington] . Petrus [sic] de Bekeringe [Beckering] . Radulfum de Bilesbi [Bilsby] . Willelmum de Wdehale<sup>1</sup> [Woodhall] . Rolandus [sic] . Thomas de Wdetorp [Woodthorpe] . Willelmum Arsic .

Et sciendum quod Willelmus pater predicti Hereberti cuius hereditas terra fuit : presens existens : dixit quod ipse terram illam dedit predicto Herberto per finem factum inter eos in curia domini Regis.

<sup>1</sup> The clerk originally wrote *Suhale* ; then he corrected it by marking *Su* for deletion and interlining *Wde*. He left a space of about two inches after the names of the knights in which to write the end of the case.

267. Alicia de Langeton' petit v. abbatem de Kirkested' [Kirkstead] et Baldricum de Grenedal' dotem suam sc. terciam partem unius bouate terre (in Langeton'<sup>1</sup>) [Langton by Partney] v. ipsum Baldricum qui uenit et dicit quod ipse non tenet terram illam in dominico nec unquam tenuit . set quidam filius suus cui vir suus terram illam dedit . Et ipsa hoc non negat . Et ideo Baldricus sine die . et querat breue v. tenentem si uoluerit . Et ipsa petit v. abbatem predictum : 1 toftum et 2 acras terre c.p. in eadem uilla . Et attornatus abbatis dicit quod non uult ei respondere sine waranto eius . Habeat warrantum suum . sc. Robertum Canem apud (Leicestriam<sup>e</sup>) Countre a die dominica proxima ante festum sancti Kenelmi : in 15 dies [28 July, 1202] . Et preceptum est vicecomiti quod summoneat eundem Robertum quod tunc sit ibi etc. (*Marg. Couintr'*.)

Alice's claim against Baldric de Grendal is dismissed because she has to admit that not Baldric but his son holds the land in question. She can if she wishes seek a writ against Baldric's son. Her case against the abbot is postponed in order that the abbot may produce his warrantor whom he vouches.

268. Auicia de Normanuilla petit v. abbatem de Parco Lude [Louth Park] quater uiginti acras terre c.p. in Fulestow' [Fulstow] ut jus suum . in quas ipse non habuit ingressum ut dicit nisi per Radulfum de Normanuilla quondam uirum ipsius Auicie qui eas illi et monachis suis uendidit cui ipsa contradicere non potuit . Et attornatus abbatis uenit et petit inde uisum . Habeat . Dies datus est eis apud Countre a die dominica proxima ante festum sancti Kenelmi in 15 dies [28 July, 1202] . et interim fiat uisus . Et Auicia ponit loco suo Reinerum Malet etc. (*Marg. Couintr'*.)

269. Fratres milicie Templi petunt v. abbatem de Kirkested' [Kirkstead] 2 bouatas terre c.p. in Skamton' [Scampton]. Abbas petit visum et habet . Et dies datus est eis apud Westmonasterium a die sancti Michaelis in 1 mensem [27 October, 1202]. (*Marg. Westm'.*)

*This case is inserted in a new hand and faint ink in a space of about an inch probably left by the clerk for the end of case 268.*

270. Dies datus est abbati de Burgo [Peterborough]. de inquisitione facienda de terra de Northorp [Northorpe] in 1 mensem post festum sancti Michaelis [27 October, 1202] apud Westmonasterium et tunc ueniant inquisitores. (*Marg. Westm'.*)

271. Robertus de Trihamton' [dat domino Regi<sup>s</sup>] 20 s. pro habenda inquisitione de etate cuiusdam hominis per plegium Walteri de Braitoft [Braytoft].

272. Assisa mortis antecessoris inter Johannem f. Radulfi petentem et Willelmum de la Land' tenentem de 2 bouatis terre c.p. in Barton' [Barton on Humber] : remanet sine die prece petentis.

273. Willelmus Palmerus petit v. abbatem de Bardenaiy [Bardney] quod warrantizet ei 1 mesagium c.p. in Lincolnia quod tenet et de eo et [*sic*] tenere clamat et unde cartam suam habet ut dicit . Et abbas essoniauit se de malo lecto v. alium et ei adiudicatus est languor . et v. ipsum Willelmum essoniauit se de malo lecto primo die summonicionis et essonium recipitur pro essonio de malo ueniendi et habet diem per essoniatorem suum in adventu Justiciorum affidatur. (*Marg. In aduentu justic'.*)

See case 256 of which this entry is an almost verbatim repetition.

274. Wihemerus f. Alani optulit se quarto die v. Robertum de Calceto de placito warantie trium acrarum terre c.p. in Gunwardebi [Gonerby] et ipse non uenit uel se essoniauit et summonitio etc . Judicium . attachietur quod sit apud Cointre inde responsurus . et ostensurus etc. die dominica proxima post festum Jacobi apostoli [28 July, 1202].

Wihemer is a Breton name, as also is Alan.

275. Prior de Simplingham [Sempringham] tulit breue v. Willelmum de Mubray (de warrantia<sup>o</sup>) quod esset responsurus quare uexat eum de liberis elemosinis suis . Et Willelmus est ultra mare et ideo prior sine die.

276. Fratres milicie Templi petunt v. abbatem de Kirkested' [Kirkstead] 2 bouatas terre c.p. in Schamton' [Scampton] . et abbas petiit inde uisum . et habet . Et dies datus est eis apud Westmonasterium a die sancti Michaelis in 1 mensem [27 October, 1202] . et interim fiat uisus.

277. Ass. ven. rec. si Garinus pater Roberti seisisus fuit in dominico suo ut de feudo de 1 bouata terre c.p. in Carleton' [Carlton] die qua obiit etc. Quam terram Matheus de Karleton' tenet. (*Marg. A crastino sancti Kenelmi in 15 dies [1 August, 1202] et uxor Mathei ponit inde loco suo ipsum Matheum.*)

This entry was never finished. A space of about an inch and a half was left or the end of the case.

278. Andreas de Horbring' [Horbling] [dat<sup>s</sup>] dim. m. pro licencia concordandi cum Simone de Kim'.

For the fine see *Final Concords*, i, 31. *Feet of Fines*, 127/3, no. 45.

279. Simon de Kim' dat domino Regi 3 m. pro habenda licencia concordandi ex parte matris sue cum Roberto Drop'. [Plegij<sup>s</sup>] Robertus de Mannebi [Manby] . Willelmus de Barew' [Barrow on Humber] . Henricus de Bambure' [Baumber.]

The final concord has not been found.

*Between cases 278 and 279 are written the names Ricardus Collector Laurencius de Muston'. And at the bottom of the membrane Mauger de Bambure' and a little lower Hakthorn . et 7 bouatas in Westrasen (Cp. cases 260, 261, 263).*

*On the back of membrane six are entered Lincoln pleas pleaded at Leicester. These are printed at the end of the pleas pleaded at Lincoln.*

*mem 7. which is written in a hand almost identical with that of the first clerk.*

CORAM E. (See Introduction.)

280. Ass. ven. rec. si Robertus pater Henrici seisitus fuit in dominico ut de feudo de 1 bouata terre octaua parte minus in Bekingham [Beckingham] die qua obiit etc. Quam terram Willelmus Caperun tenet qui uenit et uocat ad warant. Radulfum de Brueria qui est ultra mare ut dicit . (Habeat eum apud Norhamtonam a die sancti Botulfi in 6 septimanis [29 July, 1202] . et idem dies datus est recognitoribus in Banco<sup>3</sup>).

The last sentence is interlined in a different hand.

281. Ass. ven. rec. si Rogerus de Ringesdon' [Ringstone] pater Roberti (de Daiuilla<sup>4</sup>) seisitus fuit in dominico suo ut de fendo de duabus bouatis terre c.p. in Leftingham [Leasingham] die qua obiit etc. Quam terram Willelmus Grimbaut tenet . Qui uocat ad warantum Adam de Ringesdon' qui terram illam ut dicit dedit patri suo per cartam suam . Habeat eum a die mercurii proximo ante festum sancti Johannis in 15 dies [3 July, 1202] . Et Robertus ponit loco suo Rogerum de Cressi vel Adam de Cressi etc. Idem dies datus est recognitoribus. (*Marg.* apud Linc'.)

*De Daiuilla* is interlined in the hand of the interlineation in case 280. For the fine which concludes this case see *Final Concords*, i, 55 ; *Feet of Fines*, 127/5, no. 145.

In the margin beside cases 280 and 281 there is a cross.

282. Assisa noue disseisine inter abbatem de Valle dei [Vaudey] querentem . et Petrum de Yrenham [Irnham] et Willelmum prepositum disseisientes (de lib. ten.<sup>5</sup>) (communam pasture<sup>6</sup>) ipsius abbatis in Yrenham ponitur in respectum usque in 15 dies post festum sancti Michaelis [13 October, 1202] per preceptum domini G. filii [Petri<sup>7</sup>] . Idem dies datus est omnibus recognitoribus qui uenerunt preter Willelmum f. Hugonis et Radulfum f. Osberti qui non uenerunt . (*Marg.* Westm. defalte )

283. Ass. ven. rec. si Simon pater Alexandri (de<sup>l</sup>) Creuequer fuit seisisus in dominico suo ut de feudo de 5 solidatis redditus c. p. in Asgarby [Asgarby] die qua obiit etc. Quam terram Maugerus de Bamburc [Baumber] tenet qui uenit et dicit quod assisa inde non debet fieri eo quod ipse in curia domini Regis apud Oxonfordiam [Oxford] coram Justiciariis domini Regis . sc. Rannulfo de Glanuilla et aliis dirationauit (terram<sup>d</sup>) v. Simonem Grim terram quandam unde iste redditus exit sine clamio quod ipse Alexander uel aliquis ex parte sua in terra illa apposuisset . et profert ciographum quod testatur quod ipse Simon concessit eidem Malgero medietatem duarum carucatarum terre tenendam de ipso Simone et heredibus suis . Et (dicit Malgerus<sup>l</sup>) de parte huius terre habet ipse predictum redditum . Et Alexander dicit quod ipse fuit infra etatem quando finis ille factus fuit et petit juratam de redditu predicto et non de terra . Consideratum est quod assisa procedat . Juratores dicunt quod ita obiit inde seisisus . Judicium Alexander habeat seisinam suam . et Malgerus in m'ia pro iniusta detencione . (*Marg.* m'ia.)

Alexander, as heir of his father Simon, seeks a rent of 5 s. in Asgarby against Mauger. Mauger replies that the assize ought not to be made because, before the justiciar, Rannulf de Glanville, and other justices at Oxford, he (Mauger) deraigned the land for which the rent is paid without any claim being put forward by Alexander or anyone on his behalf. Mauger produces the chirograph then made between himself and Simon touching 2 carucates of land in proof of his assertion. Alexander answers that he was under age when the fine was made, and that now he is seeking a verdict touching the rent not the land. It is adjudged that the assize proceed. The jurors say that Simon father of Alexander died seised of the rent. The judgement is that Alexander shall have seisin, and Mauger is in mercy.

The suit between Mauger and Simon Grim must have been heard at least thirteen years before this case.

284. Godwinus Blundus optulit se quarto die v. Walterum cemen-tarium et Leticiam uxorem suam de assisa mortis antecessoris de 1 tofto c. p. in Thorp . Et ipsi non uenerunt uel se essoniauerunt . et summonitio testata fuit . Judicium . Resummoneantur quod sint apud Lincolniam a die mercurii ante festum sancti Johannis in 15 dies [3 July] audituri etc. et responsuri etc. Idem dies datus est omnibus recognitoribus qui uenerunt preter Willelmum Piws qui attachietur . (*Marg.* apud Linc')

285. Ass. ven. rec. si Gilebertus auunculus Willelmi f. Alani seisisus fuit in dominico suo ut de feudo de 2 bouatis terre et 2 toftis terre c. p. in Kirkebi [Kirkby Laythorpe] die qua obiit etc. Quam terram Rohesia de Verdun et Robertus de Verdun tenent . Et Robertus non uenit uel se essoniauit et ideo resummoneatur ad esse apud Leicestriam in 15 dies post diem dominicam proximam post festum sancti Swithuni [4 August] (etc.<sup>l</sup>) . Idem dies datus est Petro de Luttreworth [Lutterworth, co. Leicester] attornato predictae Rohesie . et recognitoribus in banco . (*Marg.* apud Leic'.)

A space of about two inches was left, but not used, for the end of the case.

286. Ass. ven. rec. si Gaufridus pater Ricardi fuit seisisus in dominico suo ut de feudo de 3 bouatis terre c. p. in Welinghour' [Wellingore] die qua iter peregrinacionis arripuit versus Jerusalem in

quo obiit etc. . Quam terram Ricardus f. Walerauen' tenet qui uenit et dicit quod ipse non potest terram illam perdere uel lucrari . quia ipse uillanus est Rannulfi de Viri et in uillenagio tenet medietatem terre predictae et non plus . Et ideo consideratum est quod ipse Ricardus nil capiat per assisam illam set querat breue v. Rannulfum si uoluerit .

Richard's claim against Richard son of Waleraven is dismissed because Richard son of Waleraven admits that he is a villen of Rannulf de Viri and holds in villeinage a half only of the land in question. Richard can seek a writ against Rannulf if he wishes.

287. Nicholaus de Stuteuilla ponit loco suo Hugonem Scotum v. Willelmum de sancto Helero de placito assise mortis antecessoris . et v. Hugonem f. Leueric de placito noue disseisine etc.

288. Jurata uenit recognitura si Heruicus f. Yuonis pater Cecilie fuit unquam seisitus in dominico suo ut de feudo post primam coronationem H. Regis patris domini Regis de 1 mesagio c. p. in Anacastr' [Ancaster] Quod predicta Cecilia clamat v. Thomam capellanum et si predictus Herueus [*sic*] dotauit inde Leciam uxorem suam die qua eam desponsauit . et si eam inde dotare potuit . Juratores dicunt quod ita fuit seisitus sicut predictum est . et quod ita dotauit Leciam et eam dotare potuit . Consideratum est quod Cecilia habeat seisinam suam.

This entry records the conclusion of earlier pleadings. Cecilia and Thomas must have agreed to put themselves upon the verdict of a jury concerning these two points which had arisen in the course of the plea.

289. Assisa mortis antecessoris inter Laurencium f. Roberti (petentem<sup>1</sup>) et Walterum f. Roberti (tenentem<sup>1</sup>) de 1 tofto et de duabus bouatis terre c. p. in Brasebi [Braceby] remanet : quia ipsi fratres sunt de uno patre et una matre geniti . et Laurencius querat breue de recto si uoluerit.

290. Thomas f. Yuonis optulit se quarto die v. Willelmum f. Ricardi de (placito assise de<sup>1</sup>) 1 bouata terre c. p. in Nauenesbi [Navenby] et ipse non uenit set quidam quarto die uenit et essoniauit illum de malo lecti . et essonium pro nullo reputatur . Et ideo consideratum est quod Willelmus resummoneatur ad esse apud Lincolniam a die mercurii ante festum sancti Johannis in 15 dies [3 July] auditurus etc. et responsurus etc. Idem dies datus est omnibus recognitoribus in banco.

291. Ass. ven. rec. si Osbertus carpentarius pater Matillidis uxoris Hugonis de Bray seisitus fuit in dominico suo ut de feudo de 1 bouata terre c. p. in Niweton' [Newton by Folkingham] die qua obiit etc. Quam terram Ricardus de Neuilla tenet . qui uocat ad warantum Robertum Cophin f. Roberti Cophin . Habeat eum diem mercurii post octabas sancti Johannis [3 July] . apud Lincolniam Et Matillis ponit loco suo Hugonem uirum suum in banco . Idem dies datus est omnibus recognitoribus in banco preter 2 qui se essoniauerunt . et Walterum f. Stephani et Radulfum Child' qui non uenerunt et ideo attachientur.

292. Ass. ven. rec. si Achard' pater Willelmi seisitus fuit in dominico

suo ut de feudo de 1 bouata terre c. p. in Wellingour' [Wellingore] die qua obiit etc. Quam terram Robertus Palmerus et Adam de Ysinni [Disney] tenent . Et Robertus non uenit uel se essoniauit . et summonitio etc . Et Adam dicit quod non uult respondere sine Roberto ipso . desicut tenementum non partitur in breui . Ideo consideratum est quod Robertus resummonetur ad esse apud Lincolniam [in<sup>8</sup>] 15 dies post diem mercurii proximam ante festum sancti Johannis [3 July] . Idem dies datus est ipsi Ade in banco . et omnibus recognitoribus.

Robert Palmer, one of the two tenants of the land which William is seeking by writ of mort d'ancestor against them, has neither come to the court nor sent an excuse. The other tenant Adam does not wish to reply to William's claim unless Robert is present because no division of the tenement is noted in the writ, that is, Robert and Adam are described as joint tenants of the whole tenement. Robert is therefore to be resummoned to appear at a later date. The case does not appear again on the roll, but William and Adam compromised their suit. The chirograph recording their agreement is dated 6 July (the octaves of the apostles Peter and Paul), three days after the date the case should have been heard at Lincoln. Robert probably did not appear, or he may have authorised Adam to make the agreement. For the fine see *Final Concords*, i, 29; *Feet of Fines*, 127/3, no. 40.

293. Assisa mortis antecessoris inter Cristianam et Emmam filias Willelmi petentes . et Gilebertum et Reginaldum et Osbertum filios Godard' de 1 bouata terre et 1 mesagio c. p. in Nauenebi [Navenby] (die qua obiit<sup>d</sup>) remanet quia Cristiana et Emma habent uiros de quibus non fit mencio in breui . Et querant breue quod loquitur de uiris suis.

294. Alienor uxor Thome de Bekering' [Beckering] ponit loco suo Thomam uirum suum v. Rannulfum Sciadiwei de placito assise mortis antecessoris etc. et v. Hugonem Winter de placito [sic].

295. Abbas de Burgo [Peterborough] ponit loco suo Hugonem Scotum v. abbatem de Exaquo [Lessay] . de ecclesia de Sudbroc [Sudbrooke] . et de inquisicione de Nortorp [Northorpe] .

296. Richolda uxor Thome de Wellebi [Welby] ponit loco suo Thomam uirum suum v. abbatem de Valle dei [Vaudey] de placito assise mortis antecessoris etc.

297. Ass. ven. rec. si Walterus pater Hawise seisisus fuit in dominico suo ut de feudo de 1 bouata terre c. p. in Morton' et de [sic] Hermethorp [Morton and Hanthorpe] die qua obiit etc. Quam terram Hugo de Herpingham tenet . Qui uenit et dicit quod assisa inde non debet fieri . eo quod ipsa habet sorores duas . sc. Angnetem et Hugelin de quibus breue non loquitur . et sine eis non possent finem (stabilem<sup>1</sup>) facere cum illa . Et ipsa hoc cognoscit . set dicit quod Hugo tantum fecit v. eas quod nolunt sequi . Nil capiat per assisam istam causa supradicta . set querat breue si uoluerit quod loquitur de sororibus suis . (*Marg.* Hugo ponit loco suo Willelmum de Mordon'.)

Hugh's reply to Hawis' claim to the bovate in Morton is that she has two sisters of whom there is no mention in the writ which Hawis has brought against him, and that without all the sisters no stable compromise can be made. Hawis answers that Hugh has so worked upon her sisters that they do not wish to prosecute their claim to the land. Hawis takes nothing by this assize but can seek a writ which mentions her sisters if she wishes.

298. Ass. ven. rec. si Walterus pater Hawise seisitus fuit in dominico suo ut de feudo de 1 bouata terre (et dimidia<sup>1</sup>) c. p. in Morton' [Morton] die qua obiit etc. Quam terram Willelmus de Morton' tenet Qui uenit et dicit assisam non debere fieri supradicta causa. Nil per hanc assisam capiat causa supradicta.

This writ which Hawis has brought is quashed for the same reason as in the preceding case.

299. Ass. ven. rec. si Willelmus de Coleuilla iniuste et sine iudicio disseisiuit Gaufridum de Saucusemar' de lib. ten. suo in Loupintorp [Lobthorpe] post festum sancti Michaelis proximum ante primam coronationem domini Regis [29 September, 1198]. Juratores dicunt quod non ita disseisiuit eum. Iudicium. Willelmus teneat. et Gaufridus in m'ia.

300. Ass. ven. rec. si Hugo pater Matillidis fuit seisitus in dominico suo ut de feudo suo de 2 bouatis terre c. p. in Sutton' die qua obiit etc. Quam terram Emma que fuit uxor Gaufridi Baard' tenet que dicit quod nil clamat in terra illa nisi dotem et uocat ad warrant. Willelmum de Salcet' qui est ultra mare in seruicio domini Regis ut dicit. Habeat eum (in Bedeford<sup>d</sup>) . ad placita Bedef' a die veneris proxima post festum apostolorum Petri et Pauli in 6 septimanis [16 August]. Idem dies datus est recognitoribus.

301. Abbas de Croxten' [Croxton, co. Leicester] Adam ! ponit loco suo fratrem Warinum canonicum suum v. Philippum de Diua de placito assise mortis antecessoris etc.

302. Ass. ven. rec. si Johannes pater Richolde uxoris Thome de Wellebi seisitus fuit in dominico suo ut de feudo . . . de 15 acris terre c. p. in Wellebi [Welby] die qua obiit etc. Quam terram abbas de Vailedei [Vaudey] tenet Juratores dicunt quod non ita obiit seisitus. Iudicium. Abbas teneat. et Thomas in m'ia.

303. . . . offert [domino Regi<sup>a</sup>] 1 m. per sic quod mangnam assisam que est aramiata inter ipsum et . . . . . de iure debeat.

304. Willelmus de [Oseuilla<sup>a</sup>] offert domino Regi dim. m. pro habenda licencia concordandi cum Osberto f. Nigelli de 7 bouatis terre.

For the fine see *Final Concords*, i, 48; *Feet of Fines*, 127/5, no. 118. The end of this membrane is in rather a bad condition.

*mem. 7d.*

305. Assisa mortis antecessoris inter Gaufridum de Bruchthon' [Broughton near Brigg] petentem ! et Rogerum de Munbegun et Alium uxorem eius de terra in Bouthon' [sic] ponitur sine die quia ipse est in seruicio domini Regis ultra mare pro quo dominus G. misit breue suum ad vicecomitem quod non permittat eum implacitari interim de aliquo.

306. Ass. ven. rec. si Hugo pater Matillidis fuit seisitus in dominico



suo ut de feudo de dimidia bouata terre c. p. in Sutton' [Sutton] die qua obiit . Quam terram Thomam de Kelesbi tenet qui uocat ad warant. Willelmum de Salcet' qui est ultra mare ut dicit in seruicio domini Regis. (Habeat eum in 6 septimanis ad placita Bedef' post diem ueneris proximum post festum apostolorum Petri et Pauli [5 July]<sup>i</sup>). (*Marg.* cras.)

The clerk entered the case up as far as the beginning of the interlineation, and began to write *Assisa* for the next case. He deleted it, and left a space of about half an inch for the end of the case. Later, the note of the adjournment was added.

307. Ass. ven. rec. si Radulfus auunculus (ipsius<sup>d</sup>) Roberti seisisus fuit in dominico suo ut de feudo de dimidia carucata terre c. p. in Sumerdebi [Somerby near Grantham] die qua obiit etc. Quam terram Johannes de Haucebi tenens [*rectius* tenet Qui] uenit et dicit assisam non debere fieri eo quod ipse et Robertus fratres sunt de uno patre et una matre . Et Robertus hoc cognouit et ideo nil capiat per assisam.

308. Assisa mortis antecessoris inter Willelmum de Newton' [Newton near Folkingham] et Margeriam uxorem eius petentes et Willelmum f. Jordani tenentem de 2 bouatis terre et dimidia . et sexta parte unius bouate terre c. p. in Sumerdebi remanet ' quia Willelmus f. Jordani est infra etatem.

309. Robertus f. Willelmi tulit assisam mortis antecessoris v. Antonium de Burton' de 3 bouatis terre c. p. in Burton' et ipse non prosecutus et ideo in m'ia . et plegii eius similiter . Henricus f. Elfsi . et Walterus de Biker' [Bicker] . (*Marg.* m'ie.)

310. Ass. ven. rec. si Rogerus pater Willelmi seisisus fuit in dominico suo ut de feudo de 3 bouatis terre c. p. in Yngoldebi [Ingoldsby] die qua obiit etc. Quam terram Osbertus f. Nigelli tenet . Qui uenit et dicit assisam non debere fieri eo quod ipse non tenet terram illam totam in dominico . Quia Hugo Dutremus tenet de eo duas bouatas terre libere de eo . Et ideo assisa remanet . et Willelmus querat breue v. tenentes si uoluerit.

William should have brought his writ against Hugh for that part of the land which Hugh holds as a free tenant of Osbert. William can seek a writ against Osbert and Hugh if he wishes.

311. Alicia que fuit uxor Henrici Saluein tulit assisam noue disseisine v. Gaufridum Saluein de lib. ten. ipsius Alicie in Lafford' [Sleaford] et uenit et retraxit se et posuit se in m'ia . et plegii eius de proseguendo ' sunt in m'ia . sc. Ricardus de Armenters . Robertus filius eius . Plegii Alicie de m'ia ' Radulfus de Norton' . Hugo de Roucebi [Rauceby].

312. Assisa mortis antecessoris inter Willelmum f. Rogeri petentem . et Eliam f. Blac tenentem de dimidia bouata terre c. p. in Yngoldebi [Ingoldsby] remanet ' quia [*sic*] Elias uenit et cognouit quod ipse tenet terram illam in uilenagio de Osberto f. Nigelli ita quod ipse Osbertus

potest amouere eum quando uoluerit . Et Willelmus (petat<sup>d</sup>) querat breue v. Osbertum si uoluerit.

William's suit against Elias is dismissed because Elias comes into court and admits that he holds the land in villeinage of Osbert, so that Osbert can remove him from the land when he wishes. William can seek a writ against Osbert if he wishes.

313. Assisa mortis antecessoris inter eundem Willelnum et Widonem filium Widonis tenentem de dimidia (virgata<sup>c</sup>) (bouata<sup>i</sup>) terre c. p. in Yngoldebi remanet : quia Wido congnouit se tenere simili modo in vilenagio de predicto Osberto terram illam.

See note on case 312.

314. Ass. ven. rec. si Rogerus pater Willelmi seisitus fuit in dominico suo ut de feudo de 2 bouatis terre c. p. in Yngodebi [*sic*] die qua obiit etc. Quam terram Hugo Dutremus tenet Qui uenit et uocat ad warant. Osbertum f. Nigelli cuius Nigelli cartam profert . Habeat eum apud Leicestriam a die iouis post festum sancti Swithuni in 15 dies [1 August].

315. Assisa mortis antecessoris inter Nicholaum f. Wolmeri petentem et Gerardum de Wellebi [Welby] . et Willelmum et Johannem filios suos tenentes de dimidia bouata terre c. p. in Wellebi remanet : quia ipsi tenentes cognouerunt se esse uillanos et tenere terram illam in uilenagio de sanctimonialibus de Marten' [Martigny] . et querat breue si uoluerit : v. eas.

316. Hugo [de<sup>e</sup>] Bray et Matillis uxor eius tulerunt assisam mortis antecessoris de 1 bouata terre c. p. in Niweton' [Newton by Folkingham] v. Ricardum de Neuilla qui uocauerat ad warrantum Robertum Cophin qui infra etatem est et uenit et petit etatem . Habeat etatem.

317. Ass. ven. rec. si Willelmus pater Gileberti (de Breitoft<sup>i</sup>) [Bratoft] seisitus fuit in dominico suo ut de feudo de duabus bouatis terre c. p. in Gunnordebi [Gonerby] die qua obiit etc. Quam terram Willelmus de Roucebi [Rauceby] tenet . Qui uenit et uocauit ad warrantum Gilebertum de Hocton' [Houghton in Grantham] de 1 illarum bouatarum terre qui uenit et ei warrantizauit . et dicit quod nil juris clamat in terra illa nisi per Matillidem uxorem suam cuius hereditas terra illa est et que uenit et ei warrantizauit . et dicit quod assisa (illa<sup>b</sup>) non debet fieri quia post mortem predicti Willelmi de cuius morte hec assisa aramiata est : fuit quidam frater eius iunior natu . sc. Simon seisitus ut de feudo de illa bouata terre et inde fecit uoluntatem suam ita quod iste Gilebertus non debet istam assisam habere . De alia uero bouata terre dicit (Willelmus de Roucebi<sup>i</sup>) quod non debet assisa fieri quia predictus Simon post mortem ipsius Willelmi seisitus fuit de terra illa ut de feudo sicut et de alia bouata et inde ponit se super juratam et de una bouata et de alia . et Gilebertus similiter . Juratores dicunt quod predictus Willelmus obiit seisitus de predicta terra tam de una bouata quam de alia : et quod ipse Simon nunquam inde fuit seisitus ut de feudo Et ideo consideratum est quod Gilebertus habeat seisinam suam et (Willelmus de Roucebi<sup>c</sup>) (Gilebertus de Hocton' et uxor eius<sup>i</sup>) in m'ia .

(et faciant Willelmo de Roucebi escambium de terra quam ei warantizauerunt ad ualenciam<sup>1</sup>). (*Marg. m'ia.*)

Gilbert of Bratoft, as heir of his father William, claims two bovates in Gonerby against William of Rauceby. For one of the bovates William vouches Gilbert of Houghton to warranty. Gilbert comes and warrants them to him, and says that he—Gilbert—has no claim in that land except through Maud his wife, whose inheritance the land was. Maud comes and warrants her husband and says that the assize ought not to be made because, after the death of the said William, as whose heir Gilbert of Bratoft claims the land, a younger brother of his, Simon by name, held it as of fee, so that Gilbert ought not to have the assize. William of Rauceby puts forward the same defence as Maud touching the other bovat. The jurors say that William died seised of both bovates and that Simon was never seised of either as of fee. Seisin is therefore adjudged to Gilbert of Bratoft. Gilbert of Houghton and his wife are in mercy, and are to give an exchange to William of Rauceby to the value of the land lost by him through their failure to warrant it to him.

318. Assisa mortis antecessoris inter Hugonem f. Rannulfi petentem et Johannem de Lincolnia et Margeriam uxorem suam tenentes de 1 tofto c. p. in Dirinton' [Dorrington] remanet : quia Johannes et Margeria cognoscunt quod ipsi (non<sup>d</sup>) non tenent toftum illud nisi de anno in annum de fratribus milicie Templi ita quod nil clamant in illo nisi ad uoluntatem eorum . Et ideo Hugo nil capiat per assisam . set querat breue v. Templarios si uoluerit.

As John and Margery are merely tenants at the will of the Templars of the land claimed against them by Hugh, the assize stands over.

319. Willelmus f. Alicie tulit assisam mortis antecessoris v. Philippum de Timberlund [Timberland] de 1 mesagio et 1 acra terre c. p. in Timberlund . Et Philippus uenit et (re<sup>d</sup>) cognouit ei jus suum et reddidit ei mesagium et acram . et quicquid est infra clausum.

Alice must have held a messuage in Timberland standing in an acre of ground enclosed with some sort of hedge. On her death Philip, apparently as lord, entered into seisin of the land and Alice's heir had to buy a writ from the king. Philip then acknowledged William's right to the land and restored it.

320. Ass. ven. rec. si Hugo pater Cecilie seisitus fuit in dominico suo ut de feudo de 1 bouata terre c. p. in Eston' [Easton] die qua obiit etc. Quam terram Biatricia de Eston' tenet que dicit quod non tenet totam terram illam set tantum (dimidiam<sup>d</sup>) medietatem illius bouate terre et alteram medietatem filius suus qui est in custodia domini Eboracensis . et petit consideracionem curie si respondere debeat ad hoc breue desicut non tenet totam terram illam . Consideratum est quod non respondeat . set Cecilia querat breue v. Biatriciam de medietate et aliud breue de alia medietate v. filium eius.

Beatrice's reply to Cecily's claim is that she only holds half the bovat in question, the other half being held by her son, who is under the guardianship of the Archbishop of York. She seeks the decision of the court whether she need reply to the writ since she holds but half the land. It is answered that she need not reply, and that Cecily can seek a writ against Beatrice touching half the bovat and another writ against her son touching the other half.

321. Ass. ven. rec. si Herbert [*sic*] de Herierebi [Harrowby] auunculus (predicti<sup>d</sup>) Osberti seisitus fuit in dominico suo ut de feudo de 1 carucata terre c. p. in Herierdebi [*sic*] die qua obiit etc. Quam

terram Osbertus f. Nigelli tenet. Qui uenit et dicit assisam inde non [debere] fieri. quia Osbertus habet fratrem primogenitum. et ipse hoc congnouit. Et ideo nil capiat per assisam.

322. Ass. ven. rec. si Willelmus auunculus Gregorii et Willelmi capellani seisitus fuit in dominico suo ut de feudo de dimidia bouata terre c. p. in Bagston' [Boughton near Asgarby] die qua obiit etc. Quam terram Hugo de Bacton' [sic] tenet. Qui uenit et dicit quod habet warantum (de<sup>b</sup>) illa terra. sc. Johannem de Hal [Hale] qui summonitus est per breue Justiciarum ut ueniat warantizaturus ei terram illam. qui essoniauit se. set essoniator non comparuit. Ideo pro nullo reputatur essonium. Et ideo consideratum est quod habeat warantum suum apud Leicestriam a die ueneris post festum apostolorum Petri et Pauli in 15 dies [19 July]. (Post diem ergo datum: Johannes uocatus qui summonitus fuit ad warantizandum cartam suam de dimidia bouata terre c. p. in Baketon' uenit et ei warantizauit cartam illam et terram. Et preceptum est in banco quod sit ad predictum terminum apud Leicestriam<sup>1</sup>). (Marg. Willelmus ponit loco suo ipsum Gregorium. cras.)

The case was continued at Coventry (see case 517). Gregory and William, as nephews of their uncle William, claim half a bovat in Boughton, which Hugh holds. Hugh comes and says he has a warrantor for the land, namely, John of Hale, who was summoned by writ of the justices to come and warrant to him. John has essoined himself, but his essoniator, that is the person charged to bear his excuses, has not appeared, so that the essoin is not received. It is adjudged that Hugh have his warrantor at Leicester. Afterwards, when the day appointed him at Lincoln had passed, John, the warrantor, appeared and warranted to Hugh his charter touching the land in question, and was given a day on which to appear at Leicester.

323. Ass. ven. rec. si Hugo pater Willelmi Russel seisitus fuit in dominico suo ut de feudo de 2 bouatis terre c. p. et dimidia bouata terre et tercia parte dimidie (virgate<sup>d</sup>) bouate terre c. p. in Ledenham [Leadenham] etc. Quam terram Johannes de Bosco tenet. Qui dicit quod terra illa est hereditas uxoris sue Alicie quam ipse uocat ad warant. Habeat eam in 15 dies post diem iouis proximum post festum sancti Swithuni [1 August]. Et Willelmus ponit loco suo Randulfum de Tuietorp [Towthorpe]. (Marg. Concordati sunt.)

For the fine see *Final Concords*, i, 44; *Feet of Fines*, 127/4, no. 99.

324. Ass. ven. rec. si Johannes de Bergates iniuste et sine iudicio (disseisiuit<sup>d</sup>) leuauit quandam sepem in Timberlund [Timberland] ad nocumentum lib. ten. Ful(conis f. Mauricii<sup>b</sup>) in eadem uilla post coronacionem domini Regis apud Cantuariam [Canterbury, co. Kent]. Juratores dicunt quod ita leuauit sepem. Iudicium. Sepes prosternatur. et Johannes in m'ia. Damnum 3 s. m'ia Johannis 1 m. Plegii de m'ia: Walterus de Marton' [Martin by Timberland]. Philippus de Timberlund. (Marg. m'ia.)

Apparently an unsuccessful attempt at private inclosure lies behind this plea.

325. Ad iudicium de Simone de Walecot' [Walcot in Billingham] qui fecit uenire coram Justiciis juratores qui non fecerunt [sic].

326. Ass. ven. rec. si Nicholaus de Lundretorp [Londonthorpe] iniuste et sine iudicio disseisiuit Matillidem et Willelmum f. Walteri de lib. ten. suo in Lundetorp post festum sancti Michaelis proximum ante primam coronacionem domini Regis . Juratores dicunt quod non ita disseisiuit eos . set per iudicium curie Rogeri de Basingham [Bassingham]. Iudicio . Nicholaus teneat . (et Matillis et Willelmus in m'ia<sup>1</sup>). (*Marg.* Pauperes sunt m'ie.)

327. Ass. ven. rec. si Willelmus f. Swift iniuste et sine iudicio disseisiuit abbatem de Croiland' [Crowland] de lib. ten. suo in Fiskemere [Fishmere] post festum sancti Michaelis proximum etc. Juratores dicunt [*unfinished*]. (*Marg.* In respectum usque ad diem martis tunc ueniant meliores juratores.)

The case was evidently postponed because of the unsuitability of the jurors. 'Better' jurors are to come at a later date. See case 410.

328. Assisa mortis antecessoris inter Matillidem filiam Hugonis Coci petentem et priorem de Spauling' [Spalding] tenentem de 2 tofts c. p. in Leithorp [Laythorpe by Kirkby] ponitur in respectum usque in 5 septimanis post festum sancti Michaelis [3 November] apud Westmonasterium propter libertatem prioris quam petit per cartam Regis . Et Matillis ponit loco suo Willelmum f. Alani inde in predictis loquelis . Idem dies datus est omnibus recognitoribus qui uenerunt.

329. Gerardus de Beninton' [Benington in Holland] tulit assisam de 2 acris terre et tribus percatis terre c. p. in Beninton' sc. utrum terra illa sit laicum feudum Radulfi f. Alani . uel liberam elemosinam pertinens ad ecclesiam de Beinton' [*sic*] . Et Radulfus uenit et recongnouit terram illam esse (hereditatem<sup>o</sup>) jus et liberam elemosinam pertinentem ad ecclesiam illam et illam quietamclamauit de se et heredibus suis in perpetuum predice ecclesie et est Radulfus in m'ia. (*Marg.* m'ia.)

330. Odo abbas de Cheresburg' [Cherbourg] (dat domino Regi dim. m.<sup>1</sup>) pro licencia concordandi de 11 bouatis terre per plegium Petri de Geueleston [Gelston]. (*Marg.* dim. m.)

331. Ricardus f. Willelmi dat domino Regi dim. m. pro eodem de eodem per plegium Petri de Geueleston. (*Marg.* dim. m.)

For the fine see *Final Concords*, i, 35; *Feet of Fines*, 127/4, no. 60.

*Written on the extreme edge of the bottom of the membrane is the note :* Angnes de Diua essoniat se v. Philippum de Diua de placito.

*mem. 8*

332. Robertus (Dod<sup>1</sup>) tulit assisam mortis antecessoris v. Gilebertum f. Rogeri de 2 bouatis terre c. p. in Denton' [Denton] et non est prosecutus nec plegios de proseguendo habuit quia pauper fuit . Set Gilebertus sine die.

333. Ass. ven. rec. si Ysabella amita Willelmi de Munkanuilla seisita fuit in dominico suo ut de feudo de dimidia carucata terre c. p.

in (Grimoldebi<sup>c</sup>) Gunnordebi [Gonerby] die qua obiit . Quam terram Hugo f. Ketel et Matillis uxor eius tenent . Qui ueniunt et dicunt quod assisa inde non debet fieri quia ipsa Cecilia [*sic*] habuit quendam filium et heredem qui post obitum Ysabelle fuit inde seiscitus ita quod die quo ipse obiit : fuit inde seiscitus et Willelmus hoc cognoscit . et ideo ista assisa remanet.

Hugh's reply to William's claim is that Isabel, the aunt, as heir of whom William claims the land, had a son and heir who was seised of the land after her death. William was therefore not the next heir to Isabel. The clerk wrote *Cecilia* in mistake for *Ysabella*.

334. Assisa mortis antecessoris inter Rannulfum f. Juliani et Alanum fratrem Rannulfi de tribus bouatis terre et de quarta parte 1 molendini in Usebi [Ousby] remanet : quia ipsi sunt fratres de uno patre et 1 matre geniti.

335. Assisa mortis antecessoris inter Widonem f. Ricardi petentem . et Thomam Anglicum tenentem de 7 bouatis terre c. p. in Ekinton' et in Hal' [Heckington and Hale] ponitur in respectum usque in 15 dies post diem ueneris proximum post festum sancti Swithuni [2 August] apud Leicestriam . quia Thomas uenit et uocauit ad warantum uxorem suam Custanciam cuius hereditas terra illa est . et tunc habeat eam ibi . Preceptum est quod vicecomes tot et tales recognitores etc.

The sheriff is commanded to have so many recognitors and of such a sort as are needed upon the appointed day at Leicester.

336. Robertus de Bretteuilla optulit se quarto die v. abbatem de Oselueston' [Owston, co. Leicester] de ecclesia de Gunnebi [Gunby St. Nicholas] et ipse non uenit uel se essoniauit . et summonitio testata fuit . Judicium . Resummonetur ad esse apud Leicestriam a die ueneris proxima post festum sancti Swithuni in 15 dies [2 August] auditurus etc. Idem dies datus est recognitoribus omnibus qui uenerunt . Et vicecomes tot et tales etc.

337. Ass. ven. rec. si Radulfus pater Henrici fuit seiscitus fuit [*sic*] in dominico suo ut de feudo de 1 bouata terre c. p. in Hawarthorp [Hawthorpe] die qua obiit etc. Quam terram Willelmus f. Ger' et Willelmus f. Emme tenent . Et Willelmus f. Ger' qui dicit se tenere dimidiam bouatam terre de terra illa : dicit quod ipse Henricus nil iuris habet in terra illa uel in alia iure hereditario . quia ipse filius fuit diaconi et ita bastardus . Et hoc defendit Henricus . (Concordati sunt per dimidiam marcam . quam Willelmus f. (Radulfi<sup>c</sup>) Ger' dat ipsi Henrico pro quieti clamacione . et Willelmus f. Emme dat ipsis Henrico<sup>d</sup>) [*unfinished*].

The clerk began to write *Assisa* for the beginning of the next case, but deleted it and added the note recording the final concord.

For the fines see *Final Concords*, i, 24 and 46 ; *Feet of Fines*, 127/3, no. 18, and 127/5, no. 107. The two tenants made separate fines. William f. Ger' appears as William son of Gerard and William f. Emme as William brother of Henry.

338. Ass. ven. rec. si Robertus f. Sibille iniuste et sine iudicio disseisiuit Willelmum de Munkanuilla de lib. ten. suo in Gunwardebi

[Gonerby] post festum sancti Michaelis proximum etc. Juratores dicunt quod non ita disseisiuit eum. Judicium. Robertus teneat et Willelmus in m'ia pro falso clamore. (*Marg.* m'ia.)

339. Matillis de Fulne [Fulney] ponit loco suo Simonem de Eboraco [York] uirum suum v. Gippe de Fulne de placito assise mortis antecessoris ad lucrandum etc.

340. Lambertus senescallus ponit loco suo Robertum filium suum v. Thomam filium suum de placito noue disseisine etc.

341. Ass. ven. rec. si Rannulfus de Blankenay [Blankney] iniuste et sine iudicio (disseisiuit<sup>d</sup>) exaltauit stangnum quoddam in Duneston' [Dunston] ad nocumentum liberi tenementi Radulfi de sancto Licio et Eue uxoris eius in eadem uilla post festum sancti Michaelis proximum etc. Juratores dicunt quod ita exaltauit stangnum illud. Judicium. Stangnum adrecietur sicut esse debet et solet. et Rannulfus in m'ia. Dampnum 2 s. m'ia 1 m. Plegii de m'ia. Johannes de Bergates. Philippus de Timberlund [Timberland]. (*Marg.* m'ia 1 m.)

Rannulf has raised the bank of a mill-dam in Dunston to the hurt of Ralf's free tenement. He is ordered to throw down the bank as it ought and used to be. For a grant of land for the raising of a mill-dam see *Transcripts of Charters*, L.R.S., xviii, p. 22.

342. Dies datus est Roberto de Scapwic [Scopwick] petentem : et Simoni f. Ricardi de 1 virgata terre et 2 toftis c. p. in Scapewic apud Leicestriam in 15 dies post (festum<sup>e</sup>) diem ueneris post festum sancti Swithuni [2 August] . quia Simon dicit quod non habuit rationabilem summonitionem . et seruans vicecomitis hoc testatur.

343. Robertus presbiter de Picheworth' [Pickworth] tulit assisam mortis antecessoris v. Walterum de Marton' de dimidia bouata terre c. p. in Marton' . et non est prosecutus . et ideo in m'ia . et plegii eius similiter . Ricardus Francus de Picheworth' . Andreas f. Osberti de Picheworth'. (*Marg.* m'ie.)

344. Assisa mortis antecessoris inter Robertum f. Mori petentem . et Rogerum apilonem de 2 bouatis terre et dimidio mesagio c. p. in Willingour' [Wellingore] remanet : Quia Rogerus uenit et dicit quod non clamat aliquid iuris in terra illa nisi per Alanum de Hertiland' de quo ipse tenet illam tantum ad uoluntatem suam.

345. Ass. ven. rec. si Willelmus f. Haldein iniuste et sine iudicio disseisiuit Hugonem f. Ricardi de lib. ten. suo in Willingour' [Wellingore] post festum sancti Michaelis proximum etc. Juratores dicunt quod non ita disseisiuit eum . quia nullum habuit liberum tenementum unquam : Judicium . Willelmus teneat . et Hugo in m'ia. (*Marg.* m'ia.)

The jurors say that William did not disseise Hugh of his free tenement because Hugh never had any free tenement.

346. Ass. ven. rec. si Adstan' pater Ysabelle seisitus fuit in dominico

suo ut de feudo de 2 bouatis terre c. p. in Alinton' [Allington] die qua obiit . Quam terram Willelmus Burdet tenet Qui uenit et dicit quod ipsa habet 1 sororem Wimarca nomine que uiuit . et aliam habuit que mortua est . cuius heredes uiuunt . qui tantum iuris habere debent in terra illa : quantum et illa . et ipsa hoc cognoscit . Et ideo nil capiat per assisam . set querat breue quod loquatur de (ipsa et) sorore uiuente . et filiis sororis mortue.

347. Assisa mortis antecessoris inter Ricardum f. Gaufridi petentem : et Ricardum f. Walerandi de 1 bouata terre et dimidia terre [sic] c. p. in Weningour' [Wellingore] remanet : quia Ricardus tenens dicit quod ipse est uillanus Rannulfi de Viri et terram illam tenet de eo in uileuagio et sine eo non potest illam perdere uel lucrari.

See case 286, in which the name Walerand appears as Walrauen. The contraction of Walrauen (Old Danish *Walrauen*) into Walerand is remarkable.

348. Ass. ven. rec. si Martinus frater Geruasii seisitus fuit in dominico suo ut de feudo de tribus acris terre et dimidia c. p. in Weligour' [Wellingore] die qua obiit etc. Quam terram Robertus Seli tenet . Juratores dicunt quod ita (disseisiuit eum) obiit inde seisitus . Judicium Geruasius habeat seisinam suam et Robertus in m'ia. (*Marg.* m'ia . . . . . de . . . . qui dixit . . . . uillanum et noluit producere sectam sufficientem.)

349. Ass. ven. rec. si Philippus f. Hugonis iniuste et sine iudicio disseisiuit Liulfum de Hekinton' [Heckington] et Angnetem uxorem eius de lib. ten. suo in Hekinton' post coronacionem domini Regis apud Cantuariam . Juratores dicunt quod non ita disseisiuit eum . Judicium . Philippus teneat . et Liulfus in m'ia. (*Marg.* m'ia pauper est.)

350. Assisa mortis antecessoris inter Rogerum f. Radulfi petentem : et Alanum f. Brieni de 1 bouata et dimidia terre c. p. in Hal [Hale] : remanet : quia Alanus est infra etatem et petit etatem suam . et habet.

351. Ass. ven. rec. si Willelmus pater Christiane uxoris Geruasii . et (Emme uxoris) Reginaldi f. Wimund' seisitus fuit in dominico suo de tercia parte 1 bouate terre et de 1 tofte c. p. in Nauenbi [Navenby] die quo obiit etc. Quam terram Osbertus f. Godardi tenet . Qui dicit quod tenet terram illam in uileuagio de sanctimonialibus de Marcenni [Martigny] et sine eis non potest terram illam perdere uel lucrari . Et ideo predicti querant breue v. moniales si uoluerint.

352. Johannes f. Roberti tulit breue v. Osbertum f. Thome de Sumerdebi [Somerby near Grantham] de 1 carucata terre c. p. in Sumerdebi et non est prosecutus et ideo in m'ia . et plegii eius similiter de proseguendo . Willelmus f. Roberti de Swarrebi [Swarby] Willelmus f. Yuonis de Thorp.

353. Assisa utrum 3 acre et dimidia c. p. sint libera elemosina pertinens ad ecclesiam Alani de Hertiland' in Wilingour' [Wellingore] an laicum feudum Radulfi f. presbiteri ponitur in aduentum *Justiciarum* prece Roberti de Piri positi loco ipsius Alani qui petens est.



354. Assisa mortis antecessoris inter Baldeuinum f. Osberti petentem : et Gaufridum de Nauetebi [Navenby] de 1 bouata terre c. p. in Nauetbi remanet : quia ipsi cognoscunt quod ipsi sunt fratres de uno patre et 1 matre geniti.

355. Ass. ven. rec. si Robertus pater Matillidis uxoris Willelmi Basset seisitus fuit in dominico suo ut de feudo de 6 acris terre c. p. in Mederingham [Metheringham] die qua obiit etc. Quam terram Osbertus templarius tenet . Et Osbertus uenit et uocat ad warantum fratres milicie Templi. Habeat eos in 1 mensem post festum sancti Michaelis [27 October] apud Westmonasterium . Et Osbertus ponit loco suo Walterum filium suum etc. Idem dies datus est 10 recognitoribus qui uenerunt et Johanni de Bergates . Radulfo f. Radulfi . Willelmo de Karlebi [Carlby] qui non uenerunt . et Hugo de Eincurt positus loco cuiusdam juratoris amoti : faciat interim uisum.

The case is adjourned to Westminster in order that Osbert may have his warrantors. And the same day at Westminster is given to the 10 recognitors who have come and to the three who have not. Hugh d'Aincurt, who is put in the place of one of the jurors who has been removed, is to make a view in the meantime. Presumably the other recognitors had made their view of the land already.

356. Ass. ven. rec. si Rohesia de Verdun et Aidanus prepositus : et Gerardus Heile et Alredus Croc et Wimar de Kirkebi [Kirkby by Laythorpe] et Robertus f. Kopman iniuste et sine iudicio disseisauerunt Willelmum f. Alani de lib. ten. suo post festum sancti Michaelis proximum etc. Juratores dicunt quod non ita disseisauerunt eum . Iudicium . Willelmus in m'ia pro falso clamore.

357. Cecilia de Creuequer optulit se quarto die v. Alexandrum de Creuequer de placito assise mortis antecessoris de 2 carucatis terre et dimidia in Hundinton' [Honington] et ipse non uenit uel se essoniauit . et summonitio etc. Iudicium . Resummoneatur ad esse apud Leicestriam die sabbati post festum sancti Swithuni in 15 dies [3 August] auditurus etc. et responsurus etc. Idem dies [sic] (Et Cecilia ponit loco suo Richerum de Rabburn' [Redbourne] etc.)

358. Ass. ven. rec. si Macus pater Matillidis et Wimarce seisitus fuit in dominico suo ut de feudo de 1 tofto c. p. in Herdewic [Hardwick near Saxilby] die qua obiit . Quam terram Gaufridus de Norton' [Bishop Norton] tenet . Qui dicit quod ipse in . . . . . tenet terram illam de episcopatu Lincolnensi et non clamat feudum in terra illa . Et ideo predicte sorores nil capiant per assisam . set querant breue v. episcopum quando aliquis erit ibi.

359. Gilebertus de Huwell' [Howell] . Johannes de Hascebi [Haceby] . Robertus de Oli . Walterus de Rudeston' [Rudston, co. York] 4 milites missi ad uidendum et audiendum quem Benedictus de Fenn' [Fen] ponere uellet loco suo v. Hugonem le Bret et Aliciam (uxorem<sup>1</sup>) suam de terra in . . . . . ueniunt et dicunt quod posuit loco suo Willelmum fratrem suum.

*mem. 81.*

360. Ass. ven. rec. si Robertus pater Osberti fuit seiscitus in dominico suo ut de fendo de 1 bouata terre c. p. in Athelinton' [Allington] die qua obiit etc. Quam terram Willelmus Burdet tenet. Qui uenit et uocat ad warantum Willelmum Burdet f. Hugonis Burdet qui infra etatem est. Et Osbertus uenit et dicit quod non debet de terra illa warantus eius esse nec etas eius ei obesse debet. quia nunquam antecessores sui seisciti fuerunt de terra illa nisi tantum de seruicio set semper antecessores sui illam tenuerunt in dominico de antecessoribus ipsius Willelmi f. Hugonis ita quod Robertus pater suus illam tenuit de Willelmo Burdet auo ipsius Willelmi ex cuius dono iste Willelmus clamat illam per seruicium 2 s. et etiam de isto Willelmo per idem seruicium ita quod die quo obiit : non fuit ipse (Willelmus) seiscitus de terra illa nisi tantum de seruicio. nec alium ingressum habuit in terra illa nisi per hoc quod ipse intrusit se in terra illa post mortem patris et eum inde eiecit. (Concordati sunt). (*Marg. concord'.*)

Osbert, as heir of Robert, claims a bovate in Allington against William Burdet, who vouches to warranty William son of Hugh, who is under age. Osbert replies that William son of Hugh ought not to warrant the land, nor ought his age to obstruct the case, because William son of Hugh's ancestors were never seised of the land but only of the service of it, whereas Osbert's ancestors always held the land in demesne of William son of Hugh's ancestors; so that Osbert's father Robert held the land of the tenant William Burdet's grandfather—of whose gift William Burdet claims to hold it—and on the day Robert died he held it of William Burdet by the same service, namely 2 s. William Burdet was never seised of the land, but only of the service and he had no other entry into the land except that he has intruded himself on Robert's death, thus ejecting the plaintiff Osbert, Robert's son and heir. The parties are brought into agreement.

For the fine see *Final Concords*, i, 39; *Feet of Fines*, 127/4, no. 77.

The clerk left a space of about an inch for the end of the case.

361. Ass. ven. rec. si Radulfus auunculus Roberti seiscitus fuit in dominico suo ut de feudo de dimidia carucata terre c. p. in Simardebi [*sic for Somerby by Grantham*] die qua obiit etc. Quam terram Osbertus de Sumardebi et Sarra mater eius dicuntur tenere qui non uenerunt set Osbertus essoniauit se de communi sumonicionem. Et Johannes f. Roberti uenit et dicit quod Osbertus non tenet terram illam nec mater eius set ipse eam tenet ut illam de qua ipse tulit assisam mortis antecessoris v. eundem Osbertum ita quod ipse illam ei reddidit ut jus suum coram domino G. f. Petri et per licenciam. et coram Hugone de Bobi [Boothby Pagnell] et aliis. Et Robertus dicit quod si ipse ita terram illam amouit de manu sua : iniuste hoc fecit et propter jus suum differendum. quia antequam ipse Osbertus terram illam ei redderet : tulit ipse hoc breue v. eum de hac terra. et infra clamium suum terram amouit de manu sua et petit ut hoc ei allocetur. Et ipsi Robertus et Johannes fratres sunt : et Johannes maior natu : et ita Robertus non habet ius in terra illa uiuente ipso Johanne. Et ideo consideratum est quod Robertus non habeat assisam de terra illa v. Johannem : nec v. alium.

Robert, as heir of his uncle Ralf, claims half a carucate of land against Osbert and his mother Sara. They have not appeared, and Osbert has excused himself from appearing in court in response to the common summons issued to all whose duty it was to be present at the shire court of Lincoln. But John, Robert's brother, appears and says that he holds the land in question and that he obtained it by

judgement of Geoffrey fitz Peter. Robert replies that if John did this he removed that land from his—Robert's—hand unjustly and in order to delay his right, because Robert had brought this writ against Osbert before Osbert had rendered the land to John, and that John therefore removed the land from Robert's hand within his claim, that is, while he—Robert—was actually claiming the land from Osbert. Robert seeks that this may be allowed to him. Robert and John are brothers and John is the elder; so that Robert has no right in the land during John's life. It is therefore adjudged that Robert shall not have the assize touching that land either against John or another.

362. Willelmus f. Haldan' tulit assisam mortis antecessoris v. Gilebertum f. Yngeleis de 1 bouata terre et dimidia c. p. in Wallingour' [Wellingore] et non est prosecutus et ideo in m'ia . et plegii eius similiter de proseguendo . Thomas de Wellebi [Welby] . Hugo frater eius . (*Marg.* m'ie.)

363. Willelmus de Bereuilla recedit sine die v. Willelmum f. Gaufridi de 2 mesagiis c. p. in Scapwic [Scopwick] quia breue loquitur de Ricardo de Ormesbi [Ormsby] qui obiit.

364. Robertus f. Wolberni tulit assisam mortis antecessoris v. Rogerum f. Seffrid' de 13 acris terre et dimidia in Mere [Mere] et non est prosecutus . et ideo in m'ia . et plegii eius similiter . sc. Ricardus f. Rannulfi . Johannes f. Wolbern'. (*Marg.* m'ie.)

365. Robertus Basewin' recedit sine die v. Aliciam et Emmam filias Rogeri (petentes<sup>1</sup>) de assisa mortis antecessoris de 4 acris prati in Basewintorp [Bassingthorpe] : quia predictae Alicia et Emma habent uiros de quibus non fit<sup>1</sup> mencio in breui.

<sup>1</sup> *fit* is corrected from *fient*.

366. Willelmus f. Asce tulit breue mortis antecessoris v. Walterum Dont et Osbertum Oin [*sic*] de tribus bouatis terre et dimidia et de 30 acris terre c. p. in Swarrebi [Swarby] . et non est prosecutus . et ideo in m'ia et plegii eius similiter . Gaufridus Buliard' Alexander de Querinton' [Quarrington]. (*Marg.* m'ie.)

The very curious surname *Oin* probably represents a form of the Old West Scandinavian name *Authun* which occurs in the Essex Domesday in the form *Oinus*. *Oin* was probably the name of Osbert's grandfather.

367. Willelmus f. Petri tulit breue mortis antecessoris v. magistrum Hospitalis Lincolnie de redditu 4 s. c. p. in Wiscebi [Whisby] et non est prosecutus . et ideo in m'ia . et plegii eius similiter . Ricardus f. Radulfi de Reppingehal' [Rippingale] et Robertus de Wiscebi. (*Marg.* m'ie.)

368. Ass. ven. rec. si Gerardus de Kanuilla et Gilebertus de Wiuelingham et Rohesia de Verdun et Gerardus f. Odonis iniuste et sine iudicio [disseisuerunt] Willelmum f. Alani de lib. ten. suo in [*blank*] etc. Post uenit Willelmus et posuit se in m'ia. (*Marg.* m'ia.)

369. Assisa mortis antecessoris inter Edith filiam Ailward' petentem et Joscium f. Gileberti tenentem de 1 salina c. p. in Pincebec [Pinchbeck]

ponitur in respectum usque in 5 septimanis post festum sancti Michaelis [3 November] propter libertatem prioris de Spauling' [Spalding].

370. Assisa mortis antecessoris inter Widonem f. Warini petentem . et priorem de Spauling' [Spalding] tenentem de 1 mesagio c. p. in Spauling' ponitur in respectum usque in 5 septimanis post festum sancti Michaelis [3 November] propter cartam domini Regis quam prior habet in qua continetur quod prior non implacitetur de aliquo tenemento quod teneat nisi coram eo uel coram capitale Justiciario. (*Marg. Westm'.*)

*At this point the hand changes to that of mem. 3.*

371. Robertus Kaus (qui<sup>1</sup>) tulit assisam noue dissaisine v. Willelmum Spere . et Widonem clericum de 1 fossato leuato in Spalding' [Spalding] . venit et retraxit se . et posuit se in m'ia . et plegii eius de proseguendo similiter . sc. Lambertus de Weston' [Weston] . et Robertus pistor f. Willelmi. (*Marg. Prior petit inde curiam suam . m'ia.*)

372. Assisa mortis antecessoris inter Lambertum f. Nigelli petentem . et Walterum f. Algar tenentem . de 4 masagiis c. p. in Spalding' [Spalding] remanet quia ipse Lambertus non est prosecutus . et ideo in m'ia . et plegii eius de proseguendo . sc. Robertus Cause et Willelmus f. Wigod' . et Walterus non uenit uel se essoniauit et summonitio testata est. (*Marg. m'ia . Ad iudicium de eo.*)

373. Assisa mortis antecessoris inter Edith' filiam Alward' petentem et Jocum Gilliberti [*sic*] tenentem . de una salina c. p. in Pincebec [Pinchbeck] . remanet quia ipsa habet 3 sorores que adeo propinquiores heredes sunt ut ipsa Editham . et ipsa hoc cognoscit . Iudicium Querat breue quod loquitur de se et sororibus suis si uoluerit.

374. Gippe de Fulon' [Fulney] qui tulit assisam mortis antecessoris v. Simonem Eboraci et Matillidem uxorem eius non est prosecutus ideo in m'ia . et plegius eius similiter . sc. Gaufridus f. Gippe. (*Marg. m'ia.*)

375. Assisa mortis antecessoris inter Edam filiam Alward' petentem . et Turkillum Ruffum tenentem . de 5 acris terre c. p. in Pincebec [Pinchbeck] remanet quia ipsa Eda habet 3 sorores que adeo propinquiores heredes sunt ut ipsa Eda . et ipsa hoc cognoscit . Iudicium Querat breue quod loquitur de se et sor(or)ibus suis si uoluerit.

376. Robertus de Essartis qui tulit assisam noue dissaisine v. Ernoldum de Monte . de lib. ten. suo in Pincebec . non est prosecutus et ideo in m'ia . et plegii eius de proseguendo similiter . sc. Lambertus de Essartis et Reginaldus frater eius. (*Marg. m'ia.*)

377. Assisa mortis antecessoris inter Aileth' filiam Wilegript petentem . et Ricardum f. Willelmi tenentem . et Helewisam matrem eius tenentes . de 8 acris terre c. p. in Lec [Leake] remanet . quia ipse Aldith [*sic*] et Helewis sorores sunt . de 1 patre et 1 matre genite . et ipsa hoc cognoscit . Querat breue de recto si uoluerit.

378. Assisa noue dissaisine inter Simonem f. Roberti querentem . et Reginaldum f. Hurcar' dissaisiatorem . de lib. ten. ipsius Simonis in Pincebec [Pinchbeck] . ponitur in respectum usque a die sancti Michaelis in 5 septimanis [3 November] apud Westmonasterium quia prior de Spalling' [Spalding] petiit inde curiam suam . quam inde habet per cartam domini Regis . ut superius . Et idem dies datus est recognitoribus qui uenerunt . et alii qui non uenerunt attachientur. (*Marg.* apud Westm'.)

379. Ass. ven. rec. si Robertus pater Reineri fuit saisitus in dominico suo ut de feodo de 5 acris terre et 1 tofto c. p. in Suarrebi [Swarby] die qua obiit etc. Quam terram fratres hospitalis Lincolnie tenent. (*Marg.* cras.)

A space of about an inch was left for the continuation of the case. The parties were brought into agreement. For the fine, see *Final Concords*, i, 43; *Feet of Fines*, 127/4, no. 94.

*At this point the hand changes back to that of the beginning of this membrane.*

380. Assisa noue disseisine inter inter [sic] Hamonem f. Tuch' et Rogerum le Cuinnur de lib. ten. eiusdem Hamonis in Britifen : ponitur in respectum usque in 5 septimanis post festum sancti Michaelis propter libertatem quam prior de Spauling' petiit. (*Marg.* Westm'.)

The name *Britifen* is probably compounded from the surname *Brito*, which family held the greater part of Wrangle.

381. Assisa noue disseisine inter Willelmum Cluuie et Ernaldum f. Hugonis (def<sup>d</sup>) de lib. ten. ipsius Willelmi in respectum ponitur ad eundem terminum apud Westmonasterium eadem de causa. (*Marg.* Westm'.)

382. Ass. ven. rec. si Toly f. Gaufridi et Ailwardus et Hugo fratres sui iniuste et sine iudicio disseisiuerunt Alanum . . . de lib. ten. suo in Quappelad' [Whaplode] post festum sancti Michaelis proximum etc. Juratores dicunt quod ita disseisiuerunt eum. Iudicium Alanus habeat seisinam suam . et alii in m'ia . Dampnum. dim. m. m'ia Tholi [sic] et utriusque aliorum dim. m. Plegius eorum Willelmus de Holebech' [Holbeach]. (*Marg.* 3 dim. m. Custodiantur.)

383. Ass. ven. rec. si Gippe pater Roberti seisitus fuit in dominico suo ut de feodo de 8 acris terre [c. p. in<sup>s</sup>] Screhinges [Scrane] die qua obiit etc. Quam terram prior de Friston' [Frieston] tenet . Qui dicit quod non potest [terram illam<sup>s</sup>] nec aliam perdere uel lucrari sine abbate de Croiland' [Crowland] qui ipsum potest ad libitum suum [removere ab officio<sup>s</sup>] suo . Ita quod non potest placitare de aliquo tenemento quod ad prioratum pertineat et ideo Robertus [querat breue v.<sup>s</sup>] abbatem si uoluerit . Quia testatum fuit per comitatum quod prior de Friston' non . . . . .

Frieston priory was a cell of Crowland Abbey. The prior pleads that he cannot win or lose land without the abbot, who can remove him from his office at will.

384. Robertus de Quappelad' [Whaplode] et Eda uxor eius optulerunt se v. Algar' Wroth de placito assise mortis antecessoris de dimidia bouata terre c. p. in Holebech' [Holbeach] Et Algarus non uenit uel se essoniauit . et summonitio etc. . . . ad esse apud Leicestriam in 15 dies post (festum<sup>c</sup>) diem dominicam proximam post festum sancti Swithuni [4 August], etc. Idem dies datus est omnibus recognitoribus . Et Eda ponit loco suo Robertum uirum suum. (*Marg. Leic'*)

385. Assisa mortis antecessoris inter Yuonem f. Turstani petentem et Willelmum de Belmes tenentem de 5 acris terre c. p. in . . . . . remanet : quia Iuo cognouit quod ipse habuit quendam fratrem primogenitum qui seisitus fuit [de terra illa post<sup>a</sup>] mortem patris sui de cuius morte assisam illam aramiauuit.

386. Assisa mortis antecessoris inter Reginaldum (f.<sup>i</sup>) Sperhauec petentem : et Toli et Ailward' filios . . . . Quapelad' [Whaplode] : remanet : quia idem Reginaldus peciit ore tantum terciam partem . . . . terre . c. p. alia est causa quia ipse peciit terram illam ut partem suam. . .

387. Assisa mortis antecessoris inter Siwat' f. Ailmeri et Tholi et Ailward' et . . . . c. p. in Quapelad' [Whaplode] remanet : causa supradicta ultimo posita.

388. Ass. ven. rec. si Joscelinus pater Iuette seisitus fuit in dominico suo ut de feudo de . . . . c. p. in Fiskemer' [Fishmere] die qua obiit . Quam terram Hubertus et . . . . Resummoneatur ad esse apud Leicestriam in 15 dies post . . . . .

Johannes le born' is decipherable at the bottom of the membrane. It is a note apparently unconnected with the preceding case.

mem. 9

389. Ass. ven. rec. si Ricardus pater Hugonis fuit seisitus in dominico suo ut de feudo de dimidia acra terre c. p. in Butwiti' [*sic*—Butterwick in Holland] die qua obiit etc. Quam terram Willelmus f. Walteri et Gilebertus f. Alueue tenent . Qui ueniunt et dicunt quod ipsi uillani sunt Willelmi de Longo campo . et terram illam tenent in vilenagio . Et ideo assisa remanet . et Hugo querat breue si uoluerit v. Willelmum.

The assize stands over because William and Gilbert declare themselves to be the villeins of William de Longchamp and to hold the land in villeinage. Hugh can seek a writ against William if he wishes.

390. Robertus f. Gippe dat domino Regi dim. m. pro habenda loquela sua apud Couintre de quodam nouo breui v. abbatem de Croiland' . Plegii de dim. m. (Willelmus<sup>c</sup>) (Alexander<sup>i</sup>) Gernun de Sancto Botulfo [Boston] . (Et Robertus ponit loco suo Willelmum f. Hermeri<sup>i</sup>). (*Marg. dim m. Vicecomes habet breue.*)

Robert has already obtained the writ against the abbot of Crowland of which case 383 speaks.

391. Willelmus f. Alicie positus loco Alicie matris sue optulit se

v. Johannem et Alanum filios Alani Toli de placito assise de dimidio mesagio c. p. in sancto Botulfo [Boston]. Et Johannes non uenit uel se essoniauit et summonitio testata fuit. Et Alanus uenit et dicit quod non uult respondere sine Johanne : desicut partitio terre non fit in breui et desicut ipse non est hic. Et ideo datus est ei dies apud Couintre die mercurii post festum sancte Marie Magdalene [24 July]. Et Johannes quia non uenit resummoneatur ad esse tunc ibi auditurus etc. et responsurus etc. Idem dies datus est recognitoribus in banco. (*Marg.* (Leic<sup>u</sup>) Couintr'.)

The case between William, representing his mother Alice, and the brothers John and Alan is adjourned to Coventry because John has not come. Alan 'comes and says that he does not wish to answer without him as a division of the land is not made in the writ.' John is to be re-summoned to Coventry.

392. Ass. ven. rec. si Sinoth pater Orewen seisitus fuit in dominico suo ut de feudo de 1 bouata terre c. p. in Leke [Leake] die qua obiit. Quam terram Eudo f. Roberti. Turstanus f. Ywein. et Bric' f. Walteri. et Derlfet uxor eius tenent. Concordati sunt. (Et Ywinus f. Sie 1 iuratorum qui dixit quod non obiit seisitus et alii (iuratores<sup>1</sup>) omnes dixerunt quod obiit seisitus et ideo in m'ia. Plegii de m'ia. sc. 1 m. Haraldus Sie et Normmanus carpentarius<sup>1</sup>.) (*Marg.* m'ia.)

Ywin alone among the jurors said that Sinoth did not die seised of the land. All the others said Sinoth did die seised. Ywin is amerced because his answer disagrees with that of the other jurors. There is no suggestion that he was per-juring himself.

For the fines see *Final Concords*, i, 19; i, 37; and i, 56; *Feet of Fines*, 127/3, no. 2; 127/4, no. 71; and 127/5, no. 148.

393. Assisa mortis antecessoris inter Ernild' filiam Asketini (petentem<sup>1</sup>) et Alanum de Algercherch' [Algarkirk] (tenentem<sup>1</sup>) de dimidia bouata terre c. p. in Odestic remanet : quia ipsa habet uirum de quo non fit mencio in breui.

It has not been found possible to identify *Odestic*.

394. Ass. ven. rec. si Johannes pater Benedicti seisitus fuit in dominico suo ut de feudo de 1 acra terre c. p. in Wrengl' [Wrangle] die qua obiit etc. Quam terram Ricardus f. Bine tenet. Qui uenit et cognoscit quod ita obiit seisitus de predicta acra terre et illam ei reddidit. Set de pertinenciis dicit quod nulle sunt pertinencie illius acra. Et Benedictus dicit quod tres percate prati et 1 uia pertinent ad acram illam ita quod inde (non<sup>1</sup>) factus uisus a iuratoribus. Et iuratores quesiti si inde fecerunt uisum : dicunt quod Benedictus nil posuit in uisu suo nisi acram illam. nec aliquam fecit mencionem de predictis 3 percatis prati. uel de uia. Et ideo consideratum est quod nil recuperet de illis tribus percatis terre. set querat breue inde si uoluerit.

Benedict, as heir of his father John, claims an acre of land with the appurtenances in Wrangle against Richard. Richard has restored the acre of land to Benedict, but says in court that there are no appurtenances of that acre. Benedict says that 3 perches of meadow and a way belong to that acre, so that the jurors made view thereof. The jurors, asked if they made view thereof, say that Benedict put nothing except the acre in his view and made no mention of the 3 perches of meadow or the way. It is adjudged that he recover nothing in respect of those 3 perches, but he may seek them by another writ thereon if he wishes.

395. Assisa mortis antecessoris inter Redwar' filiam Ake petentem . et Ascelin' Palmer tenentem . de 1 bouata terre c. p. in Dinington' [Donington in Holland] remanet quia ipse Ascelin uenit et dicit quod ipse villanus Thome de Muleton' [Moulton] et in villenagio tenet terram illam . Et ideo querat breue v. ipsum Thomam si uoluerit.

See note on case 389. The form Redwar' leaves the termination of the name indefinite. If it represents the Old English *Rædwærd* the loss of the final *d* is difficult to explain. It more probably stands for an Old English feminine *Rædwærn*. *Rædwærd* and *Rædwærn* are names otherwise unknown.

*After the first three words of case 395, a new hand intervenes, and continues to the end of the case. The same hand wrote the first 17 words of case 403.*

396. Warinus de Biker' [Bicker] recedit v. Gerardum f. Goscelini de placito assise mortis antecessoris de 12 parte unius bouate terre et de 13 parte unius bouate terre c. p. in Biker' sine die : quia Warinus cognoscit quod ipsi sunt fratres de uno patre de quo hereditas descendit.

397. Ass. ven. rec. si Eudo pater Rogeri seisitus fuit in dominico suo ut de feudo de 1 bouata terre c. p. in Wrangl' [Wrangle] die qua obiit . Quam terram Eluiua filia Hemerici et Simon filius suus tenent Set Eluiua uenit et dicit quod nil tenet de terra illa nec aliquid clamat in ea nisi custodiam per predictum Simonem cuius terra illa est . Qui uenit et dicit quod ipse est infra etatem et petit etatem suam . Et Rogerus uenit et dicit quod non debet etatem eius expectare . quia terra ista non descendit ei de hereditate set illam habet ex dono Simonis Britonis patris sui quod ei de nouo fecit . Et amici sui hoc cognoscunt . Et tandem uenit ipse Rogerus [*rectius* Simon] et uocauit predictum Simonem ad warantum qui est ultra mare . Habeat eum in crastino assumptionis beate Marie [16 August] ad placita Bedefordie. (*Marg. Bed'.*)

The case comes up for its second hearing at Northampton and not at Bedford see case 1162. The present entry taken alone gives the impression that Roger was being kept out of his inheritance by a grasping lord who has seized it and given it to his own son. But at the next hearing Simon Brito appears and warrants the land to his son. The jurors say that Eudo did not die seised of the land, but only of part of it as a customary tenant. Roger is therefore in mercy for his false claim. *amici sui* would seem to refer to Simon Brito's friends, although in strict grammar they should be the friends of Roger.

398. Ass. ven. rec. si Willelmus pater Gode uxoris Reginaldi fabri seisitus fuit in dominico suo ut de feudo de 2 bouatis terre in Bobi [Boothby Graffoe] die qua obiit etc. Quam terram Gilbertus de Huwell' [Howell] tenet . Qui uenit et dicit quod ipsamet seisita fuit de terra illa post mortem predicti Willelmi annis et diebus. Et ipsa hoc cognoscit et ista assisa ideo remanet.

Goda has bought the wrong writ. She was herself seised of the land she is claiming after the death of her father as whose heir she claims it. If she had been wrongfully dispossessed of that seisin she should have brought the assize of novel disseisin against Gilbert. The parties reappear in case 400 in another plea.

399. Ass. ven. rec. si Henricus f. Algar' iniuste et sine iudicio



disseisiuit Abraham de Ria de lib. ten. suo in Kirketon' [Kirton in Holland] post festum sancti Michaelis proximum ante primam coronacionem domini Regis . Juratores dicunt quod ita disseisiuit eum . Judicium Abraham (habeat seisinam) teneat Et Henricus in m'ia pro disseisina. Dampnum 40 s. M'ia Henrici 40 s. (*Marg. m'ia 40 s.*)

400. Ass. ven. rec. si Gunwar' amita Gode uxoris Reginaldi seisata fuit in dominico suo ut de feudo de 6 bouatis terre c. p. in Bothebi [Boothby Graffoe] die qua obiit etc. Quam terram Gilebertus de Huwell' [Howell] tenet Qui uenit et uocat ad warant. Willelmum Musteile . Habeat cum die mercurii post festum sancte Marie Magdalene [24 July] apud Couintre. (*Marg. Couintr.*)

401. Ass. ven. rec. si Auke pater Alicie seisitus fuit in dominico suo ut de feudo de dimidio mesagio c. p. in uilla sancti Botuifi [Boston] . die qua obiit etc. Contra quam assisam Willelmus Passemer et Lucia uxor eius et filii Huberti f. God summoniti fuerunt . Et Willelmus dicit quod Hubertus plures habet filios quosdam bastardos et quosdam legitime natos et petit consideracionem curie si ad hoc breue respondere debeat . Consideratum est quod quia nulli filii Huberti nominantur in breui : assisa remaneat.

Alice has brought a writ against William Passemer and his wife and the sons of Hubert son of God. William points out that Hubert has several sons some bastards and some lawfully born. It is adjudged that the assize stand over because in Alice's writ the sons of Hubert are not named.

402. Willelmus de Morton' . Johannes f. Jordani . Gerardus de Biker' [Bicker] . Adam de Waddon' missi ad audiendum quem Rogerus f. Ogrim [atto<sup>e</sup>] qui infirmus est : ueniunt et dicunt quod posuit loco suo v. Johannem f. Mauricii de placito assise mortis antecessoris et 1 acra prati in Weleburn' [Welbourn] : dicunt quod posuit loco suo Willelmum fratrem suum etc.

This is a very carelessly drafted case. The clerk should have inserted *voluit ponere loco suo* after *infirmus est*, and should have written *de* instead of *et* before 1 acra.

403. Waleramus carpentarius v. quem Hubertus de Quappelad' [Whaplode] tulit assisam noue dissaisine de lib. ten. suo in Quappalad' recedit sine die v. ipsum Hubertum quia ipse non est prosecutus Et ideo in m'ia et plegii eius de prosequendo similiter . sc. Lefwinus Goldweder' et Gutheramus f. Wlnath'. (*Marg. m'ie.*)

404. Ass. ven. rec. si Benedictus auunculus Luce f. Abraham seisitus fuit in dominico suo ut de feudo de 12 acris terre et 2 mesagiis c. p. in Wrangl' [Wrangle] die qua obiit etc. Quam terram Robertus de Parisius [*sic*] et Mabilia uxor eius (non ueniunt!) et Benedictus f. Alani et Aluefa uxor eius tenent . Et tenentes qui uenerunt quesiti si aliquid dicere uellent contra assisam : dicunt quod Benedictus predictus auunculus ipsius Luce : sacerdos fuit et filius sacerdotis et ita bastardus . et ita nec iste Benedictus [*rectius* Luca] nec alius est heres eius . Et

Lucas bene cognoscit quod (fuit<sup>e</sup>) Benedictus fuit ut dicitur sacerdos et filius sacerdotis . Et ideo consideratum est quod eo quod bastardus non habet heredem nisi de carne sua genitum ! quod assisa remaneat . et quod Lucas nil capiat per eam.

Luke, the plaintiff, takes nothing by the assize because the uncle, as heir of whom he claims the land, was a priest and the son of a priest, and therefore a bastard. A bastard can have no heir save one born of his flesh. See Glanville, book vii, chapter xvi.

405. Wascelin' filia Ailnoth' tulit assisam mortis antecessoris v. Aldith' filiam Guimild' de 2 acris terre c. p. in Lek' [Leake] et Aldith' dicit quod ipsa non tenet terram illam . nec aliquid clamat in ea uiuente matre sua nisi quod ipsa manet in domo illa cum matre sua cuius terra illa est . Et hoc testatum fuit ab omnibus circumsedentibus . Et ideo sine die et Wascelina (tenet<sup>e</sup>) querat breue v. tenentem si uoluerit.

All those sitting round bear witness that Aldith is speaking the truth when, in answer to Wascelina's claim, she says that she does not hold the land in question, but only lives with her mother, whose land it is.

406. Assisa mortis antecessoris inter Godwinum f. Siwat' petentem et Johannem Berle tenentem . de 1 acra terre c. p. in Lega [Leake] remanet quia ipsi fratres sunt de 1 patre et 1 matre geniti et Godwinus hoc cognouit.

407. Assisa mortis antecessoris inter Willelmum f. Wigot petentem et Widonem f. Walteri tenentem de 1 acra terre c. p. in . . . ponitur in respectum usque in adventum Justiciarum quia Wido non uenit uel se essoniauit . Et ideo resummonetur quod tunc sit ibi responsurus de defalta et auditurus recongnicionem . Idem dies datus est recognitoribus. (*Marg.* Vicecomes habet breue.)

408. Willelmus f. Haraldi in m'ia quia non fecit uisum de quadam terra sicut ei preceptum fuit. (*Marg.* m'ia.)

409. Ass. ven. rec. si Benedictus f. Johannis iniuste et sine iudicio disseisiuit Gilebertum f. Andree de lib. ten. suo in Wrenhill' [Wrangle] post festum sancti Michaelis proximum ante primam etc. Juratores dicunt quod ita disseisivit . Iudicium . Gilebertus habeat seisinam suam . et Benedictus in m'ia . Dampnum 4 d. (*Marg.* Pauper nil m'ia.)

410. Abbas de Croiland (Crowland) tulit assisam noue disseisine v. Willelmum f. Swift de lib. ten. eiusdem abbatis in Fiskemere [Fishmere] et Willelmus uenit et cognouit disseisinam et reddidit ei seisinam suam et est in m'ia . Dampnum dim. m. ut juratores dicunt . M'ia dim. m. Plegii de m'ia : Robertus de Fiskemere . Benedictus de Wiberton' . (*Marg.* M'ia : (Custod' quia non potest invenire pleg'.<sup>e</sup>))

411. Abbas de Croiland' ponit loco suo Johannem de Sandon' v. Robertum f. Gippe de placito assise etc.

412. Philippus de Wasten' Adam de Sancto Laudo . Baldricus de Wasprei . Walterus de Rudestein [Rudston, co. York] missi ad uidendum et audiendum quem Robertus de Gimeges qui infirmus est ut dicitur attornare uellet v. Gilebertum f. Wasce de placito terre in Karbi [Careby] ueniunt et dicunt quod posuit loco suo ad lucrandum vel perdendum Robertum de Norfolk.

412a. Ass. ven. rec. si Ernald' f. Asce et Johannes Buc et Ricardus f. Uui iniuste et sine iudicio disseisiuerunt Gaufridum f. Ade de communa pasture sue in Framton' [Frampton] que pertinet ad lib. ten. suum in eadem uilla post festum sancti Michaelis proximum ante etc. Juratores dicunt quod ita disseisiuerunt eum . Iudicium . Gaufridus habeat seisinam . et alii in m'ia . Dampnum dim. m. M'ia Ernaldi ro s. M'ia Johannis dim. m. M'ia Ricardi : dim. m. Plegii de tribus m'is Johannes f. . . . et Ricardus Bacun. (*Marg.* m'ia.)

413. Wido f. Johannis tulit assisam noue disseisine v. Reginaldum clericum de Wrengl' [Wrangle] et Alanum et Petrum et Mangnus f. . . . de quodam fossato leuato in Wrengl' . Et Reginaldus uenit et congruuit disseisinam et posuit se in m'ia . et reddidit seisinam suam ei . M'ia Reginaldi dim. m. Plegius inde : predictus Wido f. Johannis. (*Marg.* m'ia.)

414. Ass. ven. rec. si Godiua mater Alani seisitus [*sic*] fuit in dominico suo ut de feudo de vicissima parte unius carucate terre c. p. in Lege [Leake] die qua obiit etc. Quam terram Benedictus Brune et Godefridus frater eius tenent Qui ueniunt et dicunt quod alia uice dirationauerunt ipsi terram illam in curia domini Regis coram Justic' Hugone Bardulf apud Nottingham v. patrem ipsius Alani per assisam mortis antecessoris ut jus suum et hereditatem unde pater suus fuit seisitus die qua obiit . Et Alanus dicit quod si illam versus eum dirationauerunt hoc fuit iniuste . Quia pater suus [nil] iuris habuit in terra illa nisi per hoc quod ipse post mortem predictae Godiue matris ipsius Alani cuius maritagium terra illa est remansit in terra illa cum ipso Alano ut custos et (ut<sup>1</sup>) pater suus . Et Benedictus et Godefridus dicunt quod non fuit maritagium matris Alani nec ipsa nec uir suus alium ingressum habuerunt in terra illa nisi quod postquam pater suus duxit in uxorem matrem suam que fuit soror ipsorum : ipsi remanserunt in domo [patris eorum<sup>2</sup>] et bene tribus annis preteritis post obitum patris eorum : ipse recessit de domo illa et posuit se in terra p[re]dicta unde assisa<sup>3</sup>] aramiata est . Concordati sunt.

This case is difficult to follow partly because the bottom right hand corner of the membrane has been eaten or torn away and partly because the clerk is rendering redundant and untaught English into Latin. The story begins when Alan's father, whose name is recorded in the fine which concludes the suit as Gunwad, married Alan's mother Godiua and went to live in her father's house. She was the sister of the tenants who also lived there. According to them, the land in the plea, which is distinct from the communal establishment, was not settled on Godiua as a marriage portion. They all lived together till full three years after Godiua's and the tenants' father's death when, so the tenants say, Gunwad withdrew from the house and set up in the land whence the assize is raised. Apparently the tenants, Benedict and Geoffrey, then brought an assize of mort d'ancestor against Gunwad for the land he had taken, and the case was heard in the king's court at Nottingham before

Hugh Bardolf. They won their case, as they would do, for they were the sons and heirs of their father who was seised on the day he died. There the case stood apparently until Alan, as the heir of Godiva his mother, brought this assize of mort d'ancestor against Benedict and Geoffrey. Godiva had probably died during the time she and her husband occupied the land, for otherwise his assize could have been quashed immediately. He says that the former assize was unjust because Genwald, his father, had no right in the land except that he stayed in the land after Godiva's death as his, Alan's, guardian and father. The land, he says, was his mother Godiva's marriage portion. The question whether Godiva received it as marriage portion or not could only now be settled by the discovery of her father's grant of the land to her. Probably Alan could not prove that such a grant was made and was ready to come to an agreement. For the fine see *Final Concords*, i, 40; *Feet of Fines*, 127/4, no. 84.

Ywinus f. Sic is written at the bottom of the membrane.

*mcm. 9d.*

414a. Willelmus f. Brunkin qui tulit assisam mortis antecessoris v. fratres suos de terram in Leirton' [Leverton] noluit prosequi set retraxit se et ideo in m'ia de dim. m. per plegium Eustacii seruiens [sic] de Thounebi. (*Marg. dim. m.*)

415. Ass. ven. rec. si Willelmus f. Uctredi et Alanus et Walterus et Thomas fratres eius iniuste et sine iudicio disseisuerunt Johannem f. Walteri de communia pasture in Rikehundr' que pertinet ad lib. ten. suum in eadem uilla post coronacionem domini Regis apud Cantuariam. Juratores dicunt quod non disseisuerunt eum. Iudicium. Ipsi teneant. et Johannes in m'ia pro falso clamore. (*Marg. m'ia. Garcio est.*)

For 'Rike hundred,' see *The Lincolnshire Domesday*, (L.R.S., xix), p. lxii.

416. Ass. ven. rec. si Walterus pater Johannis seisitus fuit in dominico suo ut de feudo de 1 acra terre c. p. in Neuholm et in Turneland' die qua obiit etc. Quam Joscius f. Otonis et Hubertus frater eius tenent Juratores dicunt quod non obiit seisitus inde ut de feudo set ut de uadio. Iudicium. Johannes nichil capit per assisam. set Joscius et Hubertus teneant. et Johannes in m'ia pro falso clamore. (*Marg. m'ia set garcio est.*)

The site of the mill o 'Neuulholm' occurs in a final concord between Philip Marmyon and Anger de Peleulle concerning land in Scrivelsby, Coningsby, Haltham, Wood Enderby, Wilksby, Dalderby, etc., in 1282 (*Feet of Fines*, 133/54, no. 1).

417. Ass. ven. rec. si Osulfus pater Yngerram' seisitus fuit in dominico suo ut de feudo de dimidia bouata terre c. p. in Thedletorp [Theddlethorp] die qua obiit etc. Quam terram Alanus et Ricardus f. Alani tenent Qui ueniunt et dicunt quod ipsi non tenent totam terram illam in dominico set plures alii inde tenent unde quidam tenencium uenerunt et dixerunt se partem tenere: Et Yngerram' hoc cognouit. Et ideo consideratum est quod assisa remaneat. et ipse querat breue v. tenentes si uoluerit.

The assize stands over because Ingeram has not named in his writ all the tenants of the land he claims.

417a. Ass. ven. rec. si Ricardus Capra auunculus Angnetis seisitus fuit in dominico suo ut de feudo de 18 denariatis redditus in Grimollebi

[Grimoldby] die qua obiit etc. Quam redditus abbas de Parco Lude [Louth Park] tenet . Set ipse uenit et dicit quod ipse non tenet redditum illum . set facit illud seruicium de quadam terra quam tenet : cuidam Matillidi filie Hamelini que uenit et hoc congruuit . Et ideo consideratum est quod assisa remaneat . et ipsa querat breue v. tenentem si uoluerit.

418. Ass. ven. rec. si Gaufridus f. Bertram' iniuste et sine iudicio disseisiuit Helto de Snelleslund [Snelland] de lib. ten. suo (in Snelleslund<sup>11</sup>) infra summonicionem itineris Justiciarum in comitatu Lincolnie . Juratores dicunt quod non ita disseisiuit eum . Iudicium Teneat Gaufridus et Helto in m'ia pro falso clamore. (*Marg. m'ia.*)

419. Thomas f. Leuric' tulit breue noue disseisine v. Nicholaum de Stuteuilla et Gunnoram uxorem suam de lib. ten. suo in Hekinton' [Heckington] et Thomas non est prosecutus et ideo in m'ia et plegius eius similiter sc. Ricardus Gillegrei. (*Marg. m'ie.*)

420. Assisa recognitura si Nigellus de Beningworth' [Benniworth] et Margareta quondam uxor Ernisi' iniuste et sine iudicio disseisiuerunt Robertum de Etherdebi de lib. ten. suo in Beningworth' : remanet : quia Robertus non est prosecutus . et ideo in m'ia . et plegii eius similiter . sc. Walterus de Hanwell' . Thomas de Glentworth. (*Marg. m'ie.*)

421. Helto de Snelleslund [Snelland] dat domino Regi dim. m. pro habenda assisa noue disseisine apud Lincolniam unde breue nouum est . Plegii de dim. m. Ricardus de Blesbi [Bleasby] . Ricardus Frankelanus . Willelmus f. Eudonis.

See Introduction, p. xxxii.

422. Biatrixia de Lissinton [Lissington] dat domino Regi dim. m. pro habenda assisa sua noue disseisine v. Gilebertum Fluri apud Lincolniam . Plegius : Gaufridus de Torle [Thorley]. (*Marg. Dim. m.*)

423. Ass. ven. rec. si Hawisa de Kim' [Kyme] iniuste et sine iudicio disseisiuit Robertum Drop de lib. ten. suo in Croft [Croft] post festum sancti Michaelis proximum ante primam coronacionem domini Regis . Et Hawisa non uenit nec aliquis loco eius positus ad lucrandum uel perdendum . Set Simon de Kime qui dicit se esse heredem predictae Hawise : uenit et dicit quod ipse (Robertus') origine est uillanus et inde producit parentes suos . sc. Simonem fratrem suum ex 1 patre et 1 matre . qui cognoscit se esse uillanum . et Simon f. Willelmi auunculi ipsius Roberti qui similiter cognoscit se esse uillanum . et Francum quendam qui dicit quod mater patris sui : fuit soror patris ipsius Roberti qui similiter cognoscit se esse uillanum . Et Robertus cognoscit quod predicti sunt parentes sui sicut dicunt preterquam de Franco dicit enim quod auia Franci fuit mater patris sui et non soror et dicit quod si ipsi uolunt propter mercedem uel alio modo auilenare . se : ipse ideo non uult esse uillanus . Post uenit (Philippus<sup>6</sup>) Simon de Kim' et dat domino Regi 3 m. pro habenda licencia concordandi . Et ipse et Robertus de

Mannebi [Manby] senescallus Hawise reddiderunt eidem Roberto seisinam suam . sc. de 13 acris terre . et ceperunt in manu quod predicta Hawisa concedet hoc . Plegii de tribus marcis : Robertus de Mannebi . Willelmus de Barew' [Barrow] . Henricus de Bamburc [Baumber]. (*Marg.* 3 m.)

If a fine was made, no record of it has been found. See Introduction, p. lxxvii.

424. Sibilla uxor Herberti de Lkeburn' [Legbourne] ponit loco suo Adam f. Gerardi v. Gilebertum f. Haraldi de placito mortis antecessoris.

425. Ass. ven. rec. si (Eudo<sup>3</sup>) prior de Sixle iniuste et sine iudicio disseisiuit Thomam f. Johannis de communa pasture sue in Ludeford [Ludford] que pertinet ad lib. ten. suum in eadem uilla infra summonicionem itineris Justiciarum itinerancium in Lincolnscira . Juratores dicunt quod ita disseisiuit eum. Iudicium. Thomas habeat seisinam suam et prior in m<sup>ia</sup>. Damnum 6 d. (*Marg.* m<sup>ia</sup>.)

*Sibilla uxor is written at this point between this case and the next. The clerk evidently left a space of a little more than an inch after case 423 to record the arrangement made by the final concord. After writing two words he changed his mind and entered case 421 close under case 423.*

426. Matillis que fuit uxor Rogeri petit v. Adam Walensem rationabilem dotem suam que eam contingit de lib. ten. quod fuit predicti Rogeri in Normanton' [Normanton] . sc. terciam partem quatuor bouatarum terre . Et Adam uenit et dicit quod de tribus bouatis terre non debet ipsa habere dotem quia terra illa fuit ius matris sue que fuit prima uxor patris sui Leticia nomine ut maritagium suum et nil iuris habuit pater suus in terra illa nisi per matrem suam cuius maritagium fuit ut dictum est (et petit consideracionem curie si ei inde debeat facere dotem<sup>1</sup>) . Et Matillis dicit quod ille tres bouate fuerunt hereditas predicti Rogeri ita quod inde fuit seisitus annis et diebus antequam predictam Leticiam duxit in uxorem . et inde ponit se super iuratum . et Adam similiter : De quarta uero bouata dicit Adam quod ipse nunquam tenuit illam quia pater suus (diu<sup>1</sup>) ante obitum suum inuadiauit illam bouatam cuidam [blank] qui semper postea illam tenuit et adhuc tenet in uadio . Consideratum est quod Adam faciat eidem Matillidi de quarta bouata terre uel escambium ad ualenciam . eo quod quamuis esset inuadiata terra illa : tamen seisitus fuit . quia uadium non tollit seisinam : et de tribus bouatis supradictis fiat iurata : sicut dictum est.

Maud seeks the third part of 4 bovates as dower against Adam. He replies that of three of the bovates she ought not to have dower because they were the marriage portion of Letice, his mother, the first wife of Roger, Maud's husband. Maud answers that the 3 bovates were not Letice's marriage portion but Roger's inheritance. Both parties put themselves on a jury touching this point. As to the fourth bovat, Adam says that he has never held it because his father pledged it long before he died, and it is still held in pledge. It is adjudged that Adam shall give Maud her dower from the fourth bovat, or an exchange to the value of it, 'because pledge does not break seisin,' and that a jury shall be made touching the other three. The last sentence is ill constructed, but the sense is clear. The clerk should have inserted *vel dotem* after *eidem Matillidi*. The case seems to have made Adam of Newton forget his official duty (see case 481).

427. Loquela inter abbas de Thorenton' [Thornton Curtis] petentem

et Jollanum de Amunduilla de placito warantie carte sine die . prece partium.

428. Matillis que fuit uxor Simonis f. Antonii petit v. Alanum de Thorp rationabilem dotem suam. sc. duo tofta c. p. in Fresken' [Friskney] unde Simon quondam uxor [rectius uir] eius eam dotauit ad hostium ecclesie die qua eam desponsauit ut de tercia parte tenementi sui quod habuit die illo [sic] . Et Alanus uenit et petit inde uisum . Habet . Dies datus est eis apud Couintre a die dominica proxima ante festum sancti Kenelmi in 15 dies [28 July] . et interim fiat uisus . Et Matillis ponit loco suo Thomam f. suum et heredem uiri sui qui warantus eius est . et qui uenit et ei warantizauit dotem suam. (*Marg.* . . . .)

429. Simon f. Ricardi summonitus ad warantizandum Willelmo Muschet 1 bouatam terre c. p. in Marton' recedit sine die quia Willelmus cognoscit quod ipse non tenet totam terram illam . unde in breui suo continetur quod ipse totam tenet.

429a. (Rogerus<sup>e</sup>) (Richer<sup>d</sup>) de Billingburch' [Billingborough] summonitus ad warantizandum Willelmo de Sancto Laudo et Agathe uxori sue dimidiam carucatam et 14 acras terre c. p. in Toft [Toft by Newton] quas tenet etc. Et idem Rogerus [sic] uenit et warantizauit ei et preceptum est vicecomiti quod non permittat ipsum Willelmum inde uexari . per illum uel per alium pro eius defectu.

430. Johannes f. Willelmi optulit se quarto die v. abbatem de Cesaris burgo [Cherbourg] de placito quod capiat homagium et releuium suum de lib. ten. suo quod tenet et de eo tenere clamat in Hach [Hough on the Hill] Et ipse non uenit uel se essoniauit . Post cognouit Johannes quod cepit homagium suum et ideo sine die.

431. Prior de Wieuelsesford' [Wilsford] optulit se v. Estrildam que fuit uxor Goscelini de placito dotis quam ipsa v. eum clamat . Et ipsa non uenit uel se essoniauit et fuit petens . Iudicium . Sine die . Et Estrilda in m'ia . et plegius eius de proseguendo : similiter sc. Thomas f. Sewale.

432. Stephanus f. Walteri tulit quoddam breue sc. precipe v. Clementem f. Walteri de (2<sup>d</sup>) bouatis terre c. p. in Scaruell' [North Scarle] et non est prosecutus et ideo in m'ia . et plegii eius similiter sc. Hugo f. Walteri . et Eustacius frater eius. (*Marg.* m'ie.)

For the writ *Precipe* see Introduction.

433. Robertus Escrop optulit se v. abbatem de Charow' [Clairvaux] de molendino de fonte de Barton' [Barton ou Humber] et abbas non uenit uel se essoniauit et fuit petens . Et ideo sine die . et abbas in m'ia . et plegii eius . sc. Radulfus f. Grim . Gamel f. Grim.

434. Willelmus Wine et Biatricia uxor eius petunt v. Walterum f. Godrici rationabilem dotem ipsius Biatricie que eam contingit de lib.

ten. quod fuit Godrici quondam uiri sui in Barton' [Barton on Humber] sc. terciam partem trium bouatarum terre . Et Walterus petit inde uisum . Habeat Dies datus est eis a die dominica proxima ante festum sancti Kenelmi . et interim (etc<sup>1</sup>) . Et Biatrixia ponit loco suo Willelmum uirum suum si interesse non poterit et ipse ponit ipsam Biatrixiam loco suo si ipse interesse non poterit.

The clerk seems to have forgotten to insert *in 15 dies* to complete the date of the attornment. As it stands, it makes no sense. He probably meant the same day as in case 428, 28 July.

435. Iuetta filia Gileberti tulit breue v. Eudonem personam de Maubertorp [Mablethorpe] de 16 acris terre c. p. in Malbertorp et ipsa non est prosecuta . et ideo in m'ia . et plegii eius similiter . sc. Ricardus f. Godwini de Hagnebi [Hagnaby in Hannah] et Willelmus de Stein [Stain].

436. Baldricus de Grendal' optulit se v. Osbertum f. Amfridi de placito quod caperet homagium suum et releuium de tenemento suo in Langeton' [Langton by Partney] Et ipse non uenit uel se essoniauit . et fuit petens . Judicium . Sine die . et Osbertus in m'ia et plegius eius similiter . . . . . f. decani.

437. Loquela inter Reginaldum de Neuilia petentem per attornatum suum Willelmum de Faudingworth' et priorem de Bolinton' [Bullington] de . . . . acris terre c. p. in Faudingworth' [Faldingworth] ponitur apud Westmonasterium in 1 mensem post festum sancti Michaelis [27 October] propter cartam in qua continetur quod prior non implacitetur de aliquo tenemento suo nisi coram domino Rege uel eius capitali iusticiario.

438. Gilebertus de Hagworthingham [Hagworthingham] petit v. Radulfum de Grendal' dimidiam bouatam terre c. p. in Langeton' [Langton by Partney] (ut ius suum<sup>1</sup>) in quam non habet ingressum nisi per hoc quod ipse (seisiuit terram illam in manum suam<sup>1</sup>) post obitum Nicholai de Quercu cuius filiam idem Radulfus habuit in uxorem . et cui Nicholao ipse Gilebertus inuadiauit terram illam ad terminum qui preteriit . Et Radulfus uenit et defendit quod non habuit talem ingressum in terram illam . set [illam<sup>2</sup>] tenuit ut ius suum . et inde petit iuratam . et Gilebertus similiter et dat domino Regi dimidiam marcam . pro habenda inde iurata apud Lincolniam . Concordati sunt per 20 s. quos tenens dat petenti pro quietaclamatione.

Gilbert claims half a boate in Langton against Ralf by writ of entry (see Introduction). Gilbert says that he pledged the land to Nicholas de Quercu, and the term of the mortgage has expired, and that Ralf only entered into the land by seizing it into his hand on the death of Nicholas, whose daughter he had married. The parties come to an agreement. For the fine, see *Final Concords*, i, 32; *Feet of Fines*, 127/4, no. 52.

439. Robertus de Hasebi [Haceby] peciit die jous proxima post octabas apostolorum Petri et Pauli [11 July] per pleuinam (die<sup>c</sup>) 1 mesagium c. p. in Walecot [Walcot in Billingham] quod captum fuit in



manum domini Regis pro defalta v. Hugonem f. Alani . Et ponit loco suo Waltero de Marton' [Martin by Timberland].

440. . . . . que fuit uxor Ricardi de Maring' [Mareham le Fen] tulit breue v. Normannum f. Ricardi de dote sua et non est prosecuta et ideo in m'ia et plegii eius similiter sc. Walterus f. Siward' . et David de Ameringham [Hameringham].

441. . . . . que fuit uxor Rogeri de Well' tulit breue v. Robertum de Well' de dote sua et non est prosecuta et ideo in m'ia et plegii eius similiter . sc. Walterus Dod . Alexander Costard.

*The bottom of this membrane is very much worn, and torn at one corner. The appearance of it suggests that case 441 was the last case entered consecutively upon it. Later, three notes of cases were added. Unhappily, these are difficult, in fact impossible, to decipher. The first of the three is the only one of which anything coherent can be made.*

442. [Loquendum ?] de R . . . . f. Alani qui habuit cirographum capiendum et recessit sine licencia non capto cirographo et . . . .

*mem. 10*

443. Alicia que fuit uxor Humfridi petit v. priorissam de Lekeburn' [Legbourne] 5 acras prati c. p. in Saufletebi [Saltfleetby] ut illas que pertinent [ad\*] dotem suam quam habet ex dono predicti Umfridi Et Robertus prior de Lekeburn' uenit et petit inde uisum . Habeat uisum.

444. Eadem petit v. eandem priorissam 2 acras prati in Saufletebi [Saltfleetby] ut ius suum (et<sup>1</sup>) que ei date fuerunt in liberum maritagium . Et prior predictus petit inde uisum . Habeat . Dies datus est eis apud Countre a die dominica ante festum sancti Kenelmi in 15 dies [28 July] . et interim fiat uisus . Et Alicia ponit loco suo Ricardum filium suum . Et Walterus filius eiusdem Alicie et heres predicti Humfridi uenit et warrantizauit ei dotem suam.

445. Henricus f. Reginaldi de Walecot' tulit breue quod (Gaufridus de Colebi<sup>1</sup>) [Coleby in West Halton] caperet homagium et rationabile seruicium de tenemento suo in Walecot' [Walcot in Alkborough] . et non est prosecutus et ideo in m'ia . et plegii eius similiter . Eborardus de Baston' [Baston] . Willelmus Pincun. (*Marg. m'ie.*)

446. Odo f. Stanford' per Ricardum filium suum positum loco suo petit v. Alexandrum f. Rogeri 4 bouatas terre c. p. in Geinesburc [Gainsborough] Et Alexander uenit et dicit quod est infra etatem . et petit etatem . et uisum fuit Justiciis quod non habet etatem et ideo habeat etatem.

Alexander seeks to postpone litigation because he is not of age. It appears to the justices that he is not of age, and therefore he is to 'have his age,' *i.e.* the case is to be put off until he is of age.

447. Robertus f. Edric' de Grimetorp [Grainthorpe] optulit se

v. Grim' f. Godric' de 1 tofto et 100 acris terre c. p. in Germetorp [Grainthorpe]. Et ipse non uenit uel se essoniauit . et fuit petens . Judicium sine die . et non habuit plegium de prosequendo.

448. Andreas de Edlinton' [Edlington] summonitus ad warantizandum Ysmenie que fuit uxor Willelmi de 1 bouata terre c. p. in Fenn' [Fen in Fishtoft] unde ipsa cartam (suam<sup>e</sup>) (patris sui<sup>i</sup>) habet : uenit et ei warantizauit terram illam.

449. Gilebertus monachus attornatus abbatis de Exequio [Lessay] petit v. abbatem de Burgo [Peterborough, co. Northampton] et Umfridum f. Willelmi aduocacionem ecclesie de Sudbroc [Sudbrooke near Scothorne] ut jus ecclesie sancte Trinitatis de Exequio unde ecclesia illa de Exequio : per 60 annos et eo amplius (seisita fuit<sup>i</sup>) ex dono Roberti de Haia cuius cartam ipse protulit que donum testatur . Protulit etiam cartam Ricardi f. Roberti donum patris sui confirmantem . et cartam H. Regis patris idem confirmantem . et cartam Roberti episcopi loci eis confirmantem omnes ecclesias de iure ad ecclesiam de Exaquio pertinentes . et cartam archiepiscopi H. de Cantuaria confirmantis [sic] predictam ecclesiam ecclesie predictae ecclesie [sic] . Et Hugo Scotus positus loco abbatis de Burgo et predictus Umfridus ueniunt et defendunt seisinam predicti abbatis de Exaquio (inde<sup>d</sup>) et (ius<sup>i</sup>) ecclesie de Exaquio sicut curia considerauerit . Consideratum est quod nichil dictum est per quod aliqua diracionacio [sic] fiat . set qui tenet : teneat. (*Marg.* Attornatus abbatis de Exaquio dicit quod si oportet eos aliud dicere super cartas suas predictas . aliud diceret.)

A space of about an inch and a half was left by the clerk for the end of the case. The appearance of the entry suggests that the decision of the judges was entered later than the rest of the case, and that the clerk expected that the case would produce much pleading for which he left room. It is surprising that the judges dismiss the case so abruptly. An abstract of two charters of Robert de Haia to Lessay is given by Round, *Calendar of Documents Preserved in France*, nos. 921-2.

450. Gaufridus de Arenn's tulit breue v. Simonem de Messingham de fine facto inter eos de dimidia carucata terre c. p. in Messingham [Messingham]. et ipse non uenit etc. et fuit petens . Judicium . Sine die . et est in m'ia . et plegii eius de prosequendo similiter . sc. Rogerus f. Rogeri de Gamelestorp [Gainsthorpe] . et Alanus f. Thome. (*Marg.* m'ie.)

451. Walterus f. Umfridi summonitus (fuit<sup>i</sup>) ad warantizandum Thome de Wiern' [Withern] 5 bouatas terre et redditum et [sic] 18 d. c. p. in Wiern' unde ipse protulit cartam suam que donum testatur . Et ipse uenit et ei warantizauit terram et redditum illum . Et sciendum quod Alicia Conestabl' cuius dos terra illa fuit : uenit et deposuit se de terra et quietum clamauit (ei<sup>d</sup>) terram illam eidem Thome et totum ius quod ipsa habuit in illa.

452. Robertus f. Bald' tulit breue v. Johannem f. Ailrici de fine facto inter eos de 15 acris terre c. p. in Burgo [Burg le Marsh] et ipse

non uenit uel se essoniauit etc. Judicium . Sine die et est in m'ia . et plegius eius . sc. Edric' de Gunnebi [Gunby St. Peter]. (*Marg. m'ie.*)

453. Robertus f. Laurencii tulit breue v. Anketil Piaudelu et uxorem suam de 2 bouatis terre c. p. in Harpewell' [Harpswell] et non est prosecutus et ideo in m'ia . et plegius eius similiter . Thomas de Wottorp [Woodthorpe]. (*Marg. m'ie.*)

454. Gaufridus Columbein tulit breue v. Robertum Wale de aduocatione quarte partis ecclesie de Wiuelingham [Willingham near Stow] . et non est prosecutus et ideo in m'ia . et plegii eius similiter . sc. Gilebertus de Haccetorn [Hackthorn] . Hugo Columbein. (*Marg. m'ie.*)

455. Prior de Bolinton' [Bullington] optulit se v. Eudonem de Suterbi [Sutterby] de 42 acris prati in Cullecroft . et ipse non uenit uel se essoniauit et fuit petens . Judicium . Sine die et Eudo in m'ia et plegii eius . Ricardus f. Alani de Ormesbi [South Ormsby] . Rogerus f. Eudonis de Suterbi (*Marg. m'ie.*)

456. Ricardus de Basigham [Bassingham] tulit breue v. Simonem Britonem de warantia 6 acrarum terre c. p. in Wrengl' [Wrangel] . et non est prosecutus et ideo in m'ia . et plegii eius similiter . sc. Robertus de Blukeuilla . Alexander de Turlebi [Thurlby by Lincoln]. (*Marg. m'ie.*)

457. Wimare' de Horkestow' [Horkstow] tulit breue v. Walterum de Horkestow' [Horkstow] de rationabili dote sua et non est prosecuta et ideo in m'ia . et plegius eius similiter . sc. Alanus f. Joseph. (*Marg. m'ie.*)

458. Willelmus f. Reinfridi tulit breue v. abbatem de Grimesbi [Grimsby] de warantia unius tofti c. p. in Grimesbi et non est prosecutus et ideo in m'ia . et plegii eius similiter . Henricus de Funteni . et Willelmus f. Dilis. (*Marg. m'ie.*)

459. Siwat' f. Luuechil qui tulit breue de 2 acris terre c. p. in Swirefflet [Swinefleet in Swineshead] (v. Ricardum Britonem) non est prosecutus et ideo in m'ia et plegii eius similiter . sc. Godwinus de la Stoghe . Alanus Tuschet. (*Marg. m'ie.*)

460. Radulfus f. Eimeri et Angnes mater eius tulerunt assisam noue disseisine v. Radulfum Tessium de lib. ten. suo in Bergebi [Barrowby] et ipsi non ueniunt etc. et ideo in m'ia . et plegii eorum . sc. Willelmus f. Wigain de Turlebi [Thurlby] . Gaufridus f. Paulin de Turlebi. (*Marg. m'ie.*)

461. Aeliua que fuit uxor Roberti de Turgrinibi [*sic*—Thorganby] : tulit v. Walterum Waschet breue de rationabili dote ipsius Aeline [*sic*] et non est prosecuta et ideo in m'ia . et plegii eius . sc. Willelmus f. Gaufridi . Alexander de Bereuill'. (*Marg. m'ie.*)

462. Jacobus de Barnollebi [Barnoldby le Beck] tulit v. Emmam de Riby [Riby] de placito quod caperet fidelitatem et seruitiū suū et non est prosecutus et ideo in m'ia . et plegii eius sc. Reginaldus de Walham [Waltham] . Radulfus de Fulegestow' [Fulstow]. (*Marg. m'ie.*)

463. Radulfus de Mar' et canonici de Nouo Loco [Newstead] tulerunt breue de fine facto v. Alanum de Archis et non est prosecutus et ideo in m'ia . et plegii eius similiter . sc. Robertus f. Ricardi . et Nicholaus de Wadingham [Waddingham]. (*Marg. m'ie.*)

464. Angnes de Scotenn' que tulit breue v. Willelmum Painell' de dote sua et non est prosecuta . et ideo in m'ia . et plegii eius similiter . sc. Willelmus f. Berardi . Willelmus Hanxelin. (*Marg. m'ie.*)

465. Willelmus auceps optulit se v. Willelmum f. Drogonis de placito trium parcium unius bouate terre et 2 toftorum c. p. in Briggele [Brigsley] in quas non habet ingressum nisi per Walterum auunculum ipsius Willelmi cui Alanus auunculus predicti Willelmi eas inuadiant ad terminum qui preteriit ut dicitur . Et Willelmus non uenit uel se essoniauit . et summonitio testata fuit etc. Judicium . Terra capiatur in manum domini Regis . et dies capcionis etc. et Willelmus f. Drogonis summoneatur ad esse apud Couintre die dominica a crastino sancte Margarete in 8 dies [28 July] inde etc. et responsurus etc. (*Marg. Couintr'.*)

466. Angnes de Scotenn' tulit breue v. Rogerum de Munbugun et priorem et conuentum de Sixle [Sixle] de dote sua et non est prosecuta et ideo in m'ia . et plegii eius similiter . sc. Willelmus de Baiocis . Willelmus Hanxelin. (*Marg. miæ.*)

467. Robertus f. Simonis optulit se v. Willelmum f. Drogonis de placito quod permittat eum habere donacionem ecclesie de Wath' [Wathe] que ad eum pertinet ut dicit . Et Willelmus non comparuit . et summonitio testata fuit . Judicium . Willelmus attachietur ad esse apud Couintre a die dominica ante festum sancti Kenelmi in 15 dies [28 July] inde responsurus . et ostensurus quare non fuit apud Lincolniam sicut summonitus fuit . et quare recessit sine licencia iusticiarum. (*Marg. Couintr'.*)

468. Walterus de Barton' pro se et Katerina uxore eius cuius loco ponitur: optulit se v. Dinant de Pincebec de placito dotis predictæ Katerine sc. de duabus bouatis terre c. p. in Pincebec [Pinchbeck]. Et ipse non uenit uel se essoniauit . et summonitio testata fuit . Judicium . Terra illa capiatur in manum domini Regis . et dies capcionis etc. et Dinant summoneatur ad esse apud Couintre a die (dominica ante festum<sup>1</sup>) sancti Kenelmi in 15 dies [28 July] inde responsurus etc. (*Marg. Couintr'.*)

469. Ricardus de Riston' [Reston] plegius Alardi capellani de prosequendo v. Angnetem de Orrebi [Orby] et priorem de Hagnebi

[Hagnaby in Hannah] de assisa mortis antecessoris de dimidia bouata et quarta parte unius bouate terre c. p. in Hannebi [*quaere* Hagnaby] est in m'ia . quia Alardus non est prosecutus.

470. Jordanus f. Edmundi petit v. abbatem de Reueresbi [Revesby] 1 mesagium c. p. in Lincolnia . Et abbas peciit licenciam concordandi et habuit . Et abbas dat domino Regi 1 [marcam<sup>s</sup>] ut possit recedere sine die per licenciam justiciarum de breui suo quod tulit super ipsum Jordanum de warantia cartarum. (*Marg.* 1 m.)

*mem. 101., which is written in a hand which has not appeared upon the roll before.*

471. Willelmus f. Radulfi tulit assisam mortis antecessoris de 1 tofto et 2 bouatis terre c. p. in Ludeford' [Ludford] v. Robertum de Hotham [Holtham. in Legsby] et Andream fratrem eius . Et ipse non uenit et ideo in m'ia . et plegii eius similiter . sc. Osbertus de Atterddic et Yuo f. Gamel. (*Marg.* m'ie.)

472. Johannes f. Ailwardi non est prosecutus v. fratres hospitalis Lincolnie et Ricardum f. Alexandri de 1 bouata terre c. p. in Blesebi [Bleasby] et ideo in m'ia . et plegii eius similiter . sc. Hemericus telarius . Radulfus le tanur.

473. Walterus f. Radulfi tulit v. Willelmum f. Ede et Umfridum clericum assisam mortis antecessoris de 1 bouata terre c. p. in Raithebi [Raithby] et non est prosecutus et ideo in m'ia . et plegii eius similiter . sc. Walterus Waschet . Petrus de Yreford' [Irford]. (*Marg.* m'ie.)

474. Emma et Iuetta file [*sic*] Hugonis tulerunt assisam mortis antecessoris de 4 bouatis terre c. p. in Halton' et non sunt prosecute et ideo in m'ia . et plegii earum similiter . sc. Alanus f. Ricardi . Abraham de Estiueton' [Stewton]. (*Marg.* m'ie.)

475. Ass. ven. rec. si Galfridus f. Bertram iniuste et sine iudicio disseisiuit Heltonem de Snelleslund de lib. ten. suo in Snelleslund [Snel-land] post coronationem (domini<sup>i</sup>) Regis apud Cantuariam . Juratores dicunt quod non disseisiuit eum . Iudicium Helto in m'ia pro falso clamore. (*Marg.* m'ia.)

476. Gaufridus Wacelin' profert warrantizare essonium suum de communi summonicione.

*The clerk wrote another case in at this point, but it has been deleted, the paragraph mark alone being left.*

477. Ass. ven. rec. si Gilbertus Fluri iniuste et sine iudicio dissaisiuit Beatricem f. Walteri Fluri de lib. ten. suo in Lissinton' [Lissington] post coronationem domini Regis apud Cantuariam . Gilbertus dicit . quod terram illam dedit predicte Beatrici . et quod nunquam eam dissaisiuit set predictam arauit et seminauit ad opus predicte Beatricis . sicut illi que nunquam de manupasto suo recessit et honorifice eam uculusque in

hospicio suo tenuit et ponit se super assisam si eam dissaisierit de predicta terra . Judicium Beatrix habeat seisinam et Gilbertus in m'ia. (*Marg. m'ia.*)

In reply to Beatrice's complaint of disseisin, Gilbert says that he gave that land to her and never disseised her of it, but always ploughed and sowed it to her use, as to the use of one who had never withdrawn from his household ; but he has held her in his house honourably to this day. Gilbert puts himself on the assize whether he has disseised her or not. The judgement is that Beatrice is to have her seisin and Gilbert is in mercy.

478. Martinus le Mercer petit assisam de morte antecessoris de 1 selda in Stoue [Stow St. Mary] v. Aluredum de Norhamtona [Northampton] et testatum est coram iusticiis quod predictus Aluredus non tenet terram nisi per uoluntatem Hugonis quondam episcopi Lincolnensis . et postea per uoluntatem balliui episcopatus Lincolnensis Assisa remaneat sine die quia episcopus non habetur in Lincolnia.

479. Prior de Sempingham [Sempringham] defert 1 cartam de dono Rogeri le Gros . de tribus perticatis terre et 1 perticata terre [*sic*] in Hacunbi [Haconby] in puram et perpetuam elemosinam.

480. Idem defert cartam aliam de dono ipsius Rogeri de homagio et seruicio Willelmi f. Thori . et heredum eius de 1 acra terre et dimidia quas tenuit de predicto Rogero in Stenweit [Stainfield] per annum per seruicium duorum denariorum pro omni seruitio . Et homagium Elfredi f. Ailwardi et heredum eius . de 1 acra terre et dimidia . et 1 perticata et dimidia in Colstandie' . et dimidia perticata prati in Bretland' per annum seruitio [*sic*] aliorum duorum denariorum . quod sc. seruitium prenominaus Wilhelmus et predictus Elfiedus et heredes eorum annuatim reddent iamdicto priori et conuentui in festo sancti Michaelis et hos redditus tenet in puram et perpetuam elemosinam.

481. Adam de Neweton' in m'ia quia rationabiliter non fecit facere uisum nec sumonitionem de terra quam Matillis Walensis petit v. Adam Walensem ut rationabilem dotem . et quia fecit se aduocatam de predicta loquela . ubi debuit respondere sicut (sumonit<sup>c</sup>) (seruicns<sup>i</sup>) et noluit dimittere propter iusticias quando loqueretur pro Adam contra predictam Matillidem . Plegii m'ie : Radulfus de Stubbeton' [Stubton]. Robertus f. Hald' de Cleipol [Claypole] et Radulfus de Northon' [Norton Disney]. (*Marg. m'ia.*)

See case 426. Adam of Newton is in mercy because he has not caused to be made a proper view of the land which Maud claims against Adam Walensis and has not made the summons properly, and also because he has made himself an advocate in that suit whereas he ought to answer as serjeant, and because he refused to leave off at the justices' command when he was speaking for Adam Walensis against Maud. This is an unusual use both of *dimittere* and of *propter*, but the sense is clear if the Latin is bad.

482. Walterus de Hocunbi dicit quod tenuit de feodo Rogeri de [*sic*] (Grasi<sup>c</sup>) Grossi 4 bouatas terre in Hacuncburi [Haconby] de veteri tenemento et de antiqua tenura . et antecessores predicti Walteri de antecessoribus predicti Rogeri per forinsecum seruitium de nona

parte unius militis . et de seruitio illo soluit Roberto de Edneham [Edenham] 2 s. et 11 d. de scutagio. (*Marg.* Terra Rogeri Grossi.)

483. Abbas de Brunne [Bourne] defert cartam de dimidia bouata terre in Hacunebi [Haconby] et de 1 tofto quod Robertus tenuit quam habet de dono Rogeri Grossi et illam tenet per forinsecum seruitium . et dicit quod nemini seruicium illud fecerunt postquam Rogerus predictus obiit. (*Marg.* Terra Rogeri Grossi.)

484. Auicia de Normanuilla petit v. Willelmum de Soleginiaco [Soligny] et Thomam de Kirkebi et Amabilem uxorem suam. et Radulfum de la Haul<sup>1</sup> 3 bouatas terre c. p. in Steinton' et Reuesbi [Stainton by Langworth and Reasby] ut ius suum et hereditatem in quas predicti non habent ingressum nisi per Willelmum de Soleginiaco f. Roberti f. Martini . cui Roberto : Radulfus de Normanuilla vir quondam prefate Auicie uendidit . cui ipsa non potuit contradicere . Thomas et Amabila et Radulfus non uenerunt . et Willelmus peruenit et dicit quod non uult respondere predictae Auicie nisi curia domini Regis considerauerit quod debeat respondere desicut breue loquitur de 4 hominibus . et tres presentes non sunt . Interrogatus si Willelmus teneat totam terram illam . Willelmus dicit quod non tenet terram illam in dominico suo.

<sup>1</sup> The *a* in *Haul'* is interlined. The only tenant who has come does not wish to answer, as the writ speaks of four persons. Three are not present.

485. Prior de Sempringeham [Sempringham] tulit aliam cartam de 2 bouatis terre . et 3 tofts in Steinweit [Stainfield] de dono Jocelini presbiteri de Kisebi [Keisby] quas tenent in liberam et perpetuam elemosinam . saluo forinseco seruitio sc. vicessima parte unius militis . et aliam cartam tulit de confirmatione predicti Rogeri Grossi de predicta terra quia de feodo suo est Dies datus est ei a die sancti Michaelis in 1 mensem [27 October]. (*Marg.* Westm. Terra Rogeri Grossi.)

486. Abbas de Brunne [Bourne] tulit 1 cartam de 1 tofto in Hacunebi [Haconby] dicte ecclesie beati Petri de Brunne per Rogerum Grossum in perpetuam et puram elemosinam et aliam de 3 acris terre et 4 selionibus terre in Hacunebi de dono ipsius Rogeri in puram et perpetuam elemosinam . et aliam de dimidia acra terre cum prato predictae terre pertinente de dono ipsius Rogeri in puram et perpetuam elemosinam . et aliam de dimidia acra terre de dono ipsius Rogeri in Hacunebi in puram et perpetuam elemosinam . et aliam de dimidia acra terre de dono ipsius Rogeri in Hacunebi in puram et perpetuam elemosinam . et aliam de 1 tofto et de 3 peticatis terre in Steiniweit [Stainfield] de dono ipsius Rogeri in puram et perpetuam elemosinam.

Item de terra Rogeri Grossi. *This heading is probably intended to be the marginal note to case 486, which is written right across the roll, leaving no margin. Case 486 is written in a hand new so far to the roll, but appearing on the back of mem. 5, entering some of the pleas heard at Coventry.*

487. Johannes senescallus Gerard' de Rodes et Willelmus de Fresele senescallus et Willelmus frater Johannis et Thori de Cuningesbi [Coningsby] et Ricardus Brun et Willelmus Palmerus optulerunt se quarto die v. Rannulfum Sadiwei de Lue [Louth] de placito consuetudinis . et ipse Rannulfus non uenit uel se essoniauit . et fuit petens . Judicium . Eant sine die . et Rannulfus in m'ia . et plegii eius de proseguendo.

488. Dies datus est Roberto de Trilhamton' et Hawise de Lissinton' [Lissington] de placito assise apud Leicestriam die martis post festum sancti Kenelmi [23 July] et idem dies datus est recognitoribus.

489. Theobaldus de Reineuilla positus loco Henrici de Longo campo petit v. Eliam de Amundeuilla quod ipse warantizet ipsi Henrico terram suam de Heidure' et de Asebi et de Asedebe [Haydor, Aisby, and Oseby] cum omnibus pertinentiis . quam Radulfus de Amundeuilla pater ipsius Elie ei dedit pro homagio et seruicio suo et protulit cartam ipsius Radulfi que testatur ipsum Radulfum dedisse totas illas terras ipsi Henrico pro homagio et seruicio suo et pro centum marcis quas ei dedit . et quod ipse Radulfus et heredes sui warantizabunt ipsi Henrico et heredibus suis totam predictam terram c. p. et nisi posset [*sic*] ei warantizare faceret [*sic*] ei escambium . Et Elias uenit et cognouit cartam illam . et eidem Henrico warantizauit . Dies datus est eis a die sancti Michaelis in 1 mensem [27 October].

490. Auicia de Amundeuilla petit v. ipsum Eliam de Amundeuilla 20 libratas terre in Heidure' et in Karleton' [Haydor and Carlton le Moorland] ut rationabilem dotem suam que eam contingit de lib. ten. quod fuit Radulfi de Amundeuilla quondam uiri sui . et unde ipse Radulfus pater eius per concessum Radulfi aui sui eam dotauit . et unde cartam Radulfi aui protulit que testatur quod ipse Radulfus dedit ei 20 libratas terre in Heidur' et in Carleton' et si ibi aliquid deficeret : perficeret ei de aliis terris suis . Et Elias uenit et warantizauit ei cartam aui sui . et dixit quod libenter faciet ei dotem suam sicut illi que dotata fuit de terra illa antequam ipse Radulfus ita eam dedisset ipsi Henrico . Dies datus est eis a die sancti Michaelis in 1 mensem apud Westmonasterium [27 October] ad audiendum iudicium suum.

Case 489 is connected with 490. Henry and Avice both claim the same land ; Henry as the gift of Ralf, Elias' father, and Avice as dower given her by Ralf formerly her husband by the grant of Ralf grandfather of Elias and father of Ralf her husband. Elias warrants her dower to her as to one who was dowered with that land before it was given to Henry. All the parties are to appear at Westminster.

## RESIDUA PLACITORUM LINCOLNIE PLACITATA APUD LEICESTRIAM

*mem. 6d.*

491. Dominus Norwicensis et socii sui significauerunt per litteras suas sigillatas quod ipsi ad petitionem Alexandri de Creuequer qui infirmus est ut dicitur : miserunt 4 milites sc. Gillebertus de Nortun' . Matheum de Sepoleia Ricardus de Hoderestun' . Walterum de Nofefray ad uidendum et audiendum quem idem Alexander uellet loco suo attornare ad lucrandum uel perdendum v. Ceciliam de Creuequer de morte antecessoris quam



ipsa v. eum aramiauit . et quod ipsi 4 milites dixerunt quod idem Alexander v. predictam Ceciliam loco suo posuit Rogerum de Sancto Martino. (*Marg. Linc'.*)

492. Ass. ven. rec. si Philippus pater Philippi de Diua saisitus fuit in dominico suo ut de feodo de 2 bouatis terre c. p. in Wollestorp [Woolsthorpe] die qua obiit etc. Quam terram Agnes que fuit uxor Philippi tenet . Que uenit et uocat ad warantum Adam abbas de Croxton' [Croxton, co. Leicester] . qui uenit et ei warantizauit . et uocauit ad warantum Waltherum f. Mauricii . Habeat eum apud Couintre in 15 dies post festum sancte Margarete virginis [3 August] Idem dies datus est omnibus recognitoribus preter Waltherum f. Walteri . et Radulfum f. Osberti qui duas fecerunt defaltas . Et ideo vicecomes habeat tunc corpora eorum . et preter Alexandrum de Eston' . et Radulfum f. Ernisi qui non uenerunt modo . et ideo attachientur . et tunc sit ibi Agnes si uoluerit. (*Marg. Linc' Couintr'.*)

493. Ass. ven. rec. si Thomas frater Widonis seisitus fuit in dominico suo ut de feodo de 7 bouatis terre c. p. in Hekinton' et in Hal' [Hekington and Hale] die qua obiit etc. Quam terram Thomas Anglicus tenet . qui uocauit ad warantum Constantiam uxorem suam que uenit et ei warantizauit . et dicit quod assisa non debet fieri ipsa enim cognoscit quod predictus Thomas ita fuit seisitus et quod ipsa est filia et heres eiusdem Thome . Et Wido dicit quod ipsa non fuit filia Thome . nec ipse Thomas unquam eam tenuit pro filia sua . et inde posuit se super iuratam . que dicit sine sacramento quod ipse tenuit eam pro filia sua . Quo dicto : quesitum fuit si Wido aliud dicere uellet : et ipse dixit quod non . Et ideo consideratum est quod assisa remaneat et quod Wido nil capiat per illam.

The tenant Thomas says that the assize should not be taken because his wife Constance, whom he vouches to warranty, is the daughter and heir of Thomas, as whose heir and brother Guy is claiming the land. Guy says that Constance was not Thomas' daughter, and that Thomas never held her for his daughter, and he puts himself on a jury. The jury say without oath that Thomas did hold Constance for his daughter, and, since Guy has nothing more to say, the case is dismissed.

494. Assisa mortis antecessoris inter Ceciliam de Creuequer petentem et Alexandrum de Creuequer tenentem de 2 carucatis terre c. p. in Hindington' [Honington] remanet : quia attornatus Cecilie congronuit quod Alexander non tenet totam terram illam in dominico set alii liberi homines de eo . Et Cecilia querat breue v. tenentes si uoluerit.

495. Ass. ven. rec. quis aduocatus tempore pacis presentauit ultimam personam que mortua est ad ecclesiam de Gunnebi [Gunby St. Nicholas] que uacat ut dicitur cuius aduocationem Robertus de Bretteuilla clamat v. abbatem de Osolueston' [Owston, co. Leicester] (Qui uenit et uocat ad warantum Willelmum Grimbaut f. Roberti Grimbaut . Habeat eum apud Couintre in 15 dies post festum sancte Margarete virginis [3 August] . Idem dies datus est recognitoribus qui uenerunt . et Willelmus de Claipol [Claypole] Walterus f. Walteri . Simon

de Blie . Petrus de Solis . Alexander de Eston' . Radulfus f. Osberti . Willelmus de Bridlington' [Bridlington, co. York] recognitores inde attachientur etc.º) (Marg. Countr'.)

496. Ass. ven. rec. si Alanus f. Gudram frater Ede uxoris Roberti de Quappelad' [Whaplode] seisisus fuit in dominico suo ut de feudo de tercia parte dimidie bouate terre c. p. in Holebech' [Holbeach] die qua obiit etc. Quam terram Algar' Wroth tenet qui apud Lincolniam fecit defaultam et ideo resummonitus fuit ad esse apud Leicestriam . et tunc non uenit uel se essoniauit nisi de malo lecti quod essonium ibi non iacuit . Et ideo consideratum est quod assisa capiatur pro defaulta . Juratores dicunt quod ita obiit inde saisisus etc. Judicium Eda et Robertus habeant saisinam suam et Algar' Wroth' in m'ia pro iniusta detencione. (Marg. m'ia.)

Algar, the tenant, made default at Lincoln, and here—at Leicester—has not come, but essoined himself *de malo lecti*, which is not allowed in an assize of mort d'ancestor. The assize is therefore taken by default, and the plaintiffs win their case.

497. Ass. ven. rec. si Goscelinus pater Roberti de Scapewic seisisus fuit in dominico suo ut de feudo de 1 virgata terre et 2 toftis c. p. in Scapewic' [Scopwick] die qua obiit etc. Contra quam assisum Simon f. Ricardi summonitus fuit qui uenit et dicit quod ipse non tenet illam terram set mater eius in dotem et Robertus hoc cognouit . et ideo assisa remanet . Et querat breue Robertus v. tenentem si uoluerit.

498. Matillis que fuit uxor Roberti petit v. Hugonem decanum et Johannem filium suum 1 bouatam terre c. p. in Tuitorp [Towthorpe] ut illam unde Robertus quondam uir suus eam dotauit ad hostium ecclesie die qua eam desponsauit Et Hugo dicit quod ipse nil tenet de terra. illa . Set Johannes qui uenit et dicit quod ipse terram illam tenet ut jus suum et dicit quod nunquam fuit dotata de terra illa . et Matillis ponit se super probos homines qui interfuerunt ubi ipsa inde fuit dotata . Et pretereā super iurata patrie . (Veniat iurata apud Norhamtonam a die dominica post festum sancti Jacobi in 15 dies [11 August] . Matillis habet breue.º) Et sciendum quod Matillis dat domino Regi dim. m. pro habenda iurata illa . plegius inde : Rannulfus de Villi. (Marg. Norhamt'. dim. m.)

499. Hugo f. Alani et Iuetta uxor eius optulerunt se quarto die v. Robertum de Hascebi [Haceby] et Angnetem uxorem eius de placito unius mesagii ad ualenciam (unius<sup>d</sup>) (capitalis<sup>1</sup>) mesagii quod ipsi Johannes et Angnes tenent in Walecot' [Walcot near Folkingham] . et ipsi non uenerunt uel se essoniauerunt . et mesagium et 1 mesagium [sic] ad ualenciam (predicti<sup>1</sup>) capitalis mesagii captum fuit in manum domini Regis per defectum ipsius Roberti et tentum per 15 dies ita quod non petitum fuit ad horam et terminum . Et ideo consideratum est quod Hugo et Iuetta habeant inde seisinam per defaultam Roberti.

For the procedure by which land is lost through default, see Introduction.

The plea concerns a mesuage to the value of the capital mesuage, and the clerk became confused and repeated *i mesuagium*.

500. Ass. ven. rec. si Haroldus pater Gileberti seisisus fuit in dominico suo ut de feudo de 37 acris terre in Luden' [Ludney] die qua obiit etc. Quam terram Herbertus de Lekeburn [Legbourne] et Sibilla uxor eius tenent. Qui ueniunt et uocant ad warant. Robertum f. Willelmi de Lekeburn'. Habeant eum apud Norhamtonam a die jonis proxima post festum sancte Marie Magdalene in 15 dies [8 August]. Idem dies datus est omnibus recognitoribus. (*Marg.* Norhamt'.)

501. Henricus Cobbing et Matillis uxor eius petierunt v. Adam Walensem rationabilem dotem suam. sc. terciam partem quatuor bouatarum terre c. p. in Normanton' [Normanton] ex dono Rogeri Walensis quondam uiri (sui?) ipsius Matillidis. Et concordati fuerunt per sic quod predictus Adam concessit predictis Henrico et Matillidi unam bouatam terre de predictis 4 bouatis in predicta uilla. sc. unam illarum duarum (bouatarum<sup>1</sup>) quas ipse habet in manu sua. sc. proximam uersus solem tenendam tota uita (sua<sup>2</sup>) ipsius Matillidis nomine dotis et post decessum ipsius Matillidis illa bouata terre c. p. ad ipsum Adam et heredes suos quieta de heredibus Henrici et Matillidis. (*Marg.* Concordati sunt.)

The agreement is to the effect that Adam is to grant to Maud and her husband one of the 4 bovates that they claim, namely, the more southerly of the 2 bovates which Adam has in his own hand. They are to hold it for the term of Maud's life, after which it is to revert to Adam and his heirs. The fine has not been found.

502. Ass. ven. rec. si Auk' pater Alicie seisisus fuit in dominico suo ut de fendo de dimidia virgata terre et mesagio c. p. in Sancto Botulfo [Boston] die qua habitum suscepit religionis etc. Quam Johannes et Alanus filii Tholi tenent. Qui ueniunt et uocant ad warantum Erturum de Britannia et proferrunt cartam comitis Conani. (Habeat [*sic*] warantum suum apud Westmonasterium in .i. mensem post festum sancti Michaelis [27 October]. et iuratores remaneant usque in summonicionem<sup>3</sup>).

The jurors are to await a summons to appear at Westminster.

503. Willelmus Pudding dat domino Regi dim. m. pro falso appello per plegium Rogeri Senz m'ia etc. (*Marg.* dim. m.)

504. Johannes de Ribbetoft [*sic*] dat domino Regi dim. m. pro misericordia de defalta per plegium Walteri de Wium [Wyham]. (*Marg.* dim. m.)

505. Ass. ven. rec. si Willelmus de Harinton' iniuste et sine iudicio disseisiuit Simonem de Kima [Kyme] de lib. ten. suo in Freskencia in Freskencia [*sic*] [Friskney] infra summonitionem itineris Justiciarum itinerancium in Lincollnsir'. Juratores dicunt quod ita disseisiuit eum. sc. de qualibet bulluna salis 1 patellatam [*sic*]. et de uis estreciatis. Iudicium. Simon habeat seisinam suam. et Willelmus in m'ia. Dampnum 5 s. M'ia Willelmi: pro disseisina et pro defalta apud Lincolniam 100 s. (*Marg.* m'ia.)

506. Ricardus de Ermenters petit pro se et Matillide uxore eius terciam partem dimidie carucate terre c. p. in Cranewell' [Cranwell] v.

Gaufridum f. Roberti sicut illam que eam contingit de lib. ten. quod fuit Roberti quondam iuri sui in Cranevell' . et unde ipsa Matillis fuit dotata . et Gaufridus uenit et dicit quod ipsa quietum clamauit ei dotem suam in curia Templariorum apud Brueriam [Temple Bruer] pro 20 s. et 1 pallio perseo . et inde uocat curiam illam ad warant. Concordati sunt.

For the fine see *Final Concords*, i, 28; *Feet of Fines*, 127/3, no. 36.

507. Ricardus de Parco pro se et Biatrice uxore eius petit v. Eliam de Amundeuilla 6 carucatas terre c. p. in Karletona [Carlton le Moorland] ut jus et hereditatem ipsius Biatricis . et Elias uenit et petit uisum . Habeat uisum . Dies datus est eis a die sancti Michaelis apud Westmonasterium in .i. mensem . et interim fiat uisus. (*Marg.* Westm'.)

For the fine see *Final Concords*, i, 61; *Feet of Fines*, 127/6, no. 14.

508. Willelmus filius Rogeri petit v. Eliam de Amundeuilla quod teneat finem factum in curia domini Regis inter ipsum Willelmum et Radulfum de Amundeuilla patrem ipsius Elie cuius heres ipse est de 4 bouatis terre c. p. et tribus toftis in Karletona . unde cirographum factum fuit quod protulit . Et Elias uenit et congronuit finem illum . et concessit se illum tenere . et recognouit ei terram illam coram iusticiis . et inde cepit homagium suum.

509. Dies datus est Conano f. Thome petenti . et Alano f. Astini tenenti de placito audiendi electionem quatuor militum ad faciendum mangnam assisam de 1 acra terre in Fotesdich [Fosdyke] in aduentum iusticiarum . quia Radulfus f. Stephani . et Robertus de Curtun . et Alexander de Quappelada [Whaplode] et Conanus de Kirketona [Kirton in Holland] 4 milites inde non uenerunt uel se essoniauerunt . et ideo attachientur.

510. Idem dies datus est ipsi Conano et Willelmo f. Anketilli ad audiendum electionem de 1 acra terre in Fotesdich [Fosdyke] supradicta causa et ideo idem milites inde attachientur . Et sciendum quod terre predictae capte fuerunt in manum domini Regis . et dimisse per plegios quia . . . . . ad horam et terminum . et breuia missa sunt vicecomiti.

See cases 194 and 195. Alan's father there appears as both Astin and Hanketil, and William's father as Hanketil. All these names are derived from the Old Norse personal name Asketill. Astin is a diminutive form of this name. Alan and William were presumably brothers.

*mem.* 51.

#### RESIDUA PLACITORUM LINCOLNIE PLACITATA APUD COUNTRE

511. Walterus auceps petit v. Willelmum f. Drogonis tres partes unius bouate terre et duorum toftorum c. p. in Brigeswet [Brigsley] in quas ipse Willelmus non habuit (aliud juris uel alium ingressum<sup>1</sup>) nisi per Walterum auunculum ipsius Willelmi cui Alanus auunculus ipsius Willelmi aucipitis eas inuadiauit ad terminum qui preteriit ut dicitur . sicut ius suum et hereditatem . Et Willelmus f. Drogonis uenit et defendit inuadiationem et jus suum . et dicit quod terra illa est hereditas

sua et tenet ut hereditatem suam . Et Willelmus offert domino Regi dim. m. pro habenda inde inquisitione utrum ipse Willelmus predictus alium habuit ingressum in terra illa nisi per vadium et per ipsum Alanum auunculum Willelmi aucipitis qui eam prefato Alano [sic] inuadiauit pro 8 s. . Et Willelmus filius Brogonis [sic] dicit quod Alanus auunculus predicti Willelmi dedit illam terram Waltero auunculo suo tenendam de eo per 2 s. per annum et quod ipse Walterus per idem seruitium tota uita sua et post eum Drogo [sic] pater eius . et quod ipse Willelmus post ipsum Drogonem fecit seruitium illud . et hoc offert probare . per Robertum f. Radulfi qui offert dirationare v. eum quia ipse recepit de eo illos 2 s. et dicit quod habet cartam inde quam non potest modo habere set habebit eam ad horam et terminum . Habeat cartam apud Norhamntonam in octabas (sancte<sup>e</sup>) natiuitatis sancte Marie [15 September].

The case is confusing because of the clerk's carelessness. He calls the claimant first Walter and then William. His name was really William (see case 465). William the birdcatcher, the plaintiff, claims the land against William son of Drogo as land into which the latter had no entry except through his uncle Walter, to whom the plaintiff's uncle Alan had pledged the land for a term which has expired. William son of Drogo says the land was his inheritance. The plaintiff offers a half mark to the king for a jury to inquire whether the land was so pledged. William the tenant says that Alan the plaintiff's uncle gave the land to Walter, the tenant's uncle, to hold of Alan for 2s. a year and that Walter did the service all his life, and after him Drogo, the tenant's father. William the tenant offers to prove this by Robert son of Ralf, from whom William the birdcatcher had received those 2 shillings. William son of Drogo says that he has a charter touching the land which he will produce at an appointed time. He is ordered to produce it at Northampton.

512. Johannes de Hascebi [Haceby] petit v. Matillidem que fuit uxor Willelmi 2 bouatas terre c. p. in Sumardebi [Somerby near Grant-ham] ut jus suum et hereditatem Et Matillis uenit et dicit quod tenet terram illam ut dotem suam que eam contingit de lib. ten. quod fuit Willelmi quondam uiri sui in Sumardebi [sic] . Et Johannes dicit quod ipsa non debet habere dotem . quia uir eius fuit utlagatus . et ideo non debet habere dotem . et preterea dicit quod ipsa habet plus quam habere debet in dotem . et Matillis dicit quod ipsa tenet in socagium . Johannes uult perquirere breue de admensuratione dotis per licenciam iusticiarum.

John claims 2 bovates by writ of right against Maud, William's widow. She replies that she holds the land as dower. John answers that she ought not to have dower because her husband was outlawed, and also that she has more in dower than she ought to have. Maud replies that she holds in socage and John then wants to follow up against her a writ for the admeasurement of her dower. This case raises interesting questions. The widow of an old outlaw ought not to have any dower because her husband's lands and goods were forfeited. The Lincolnshire Assize roll for the third year of Henry III's reign affords an interesting example of this rule. William of Strubby had been outlawed for falsifying the king's seal in king John's reign and his wife claimed dower against the tenant of his land, but the justices, of whom the bishop of Lincoln was one, decided that she had said nothing to show wherefore she should have dower (*Assize Roll*, no. 4<sup>o</sup>1, mem. 14). That the law in its most rigorous form would always be executed is doubtful. William of Strubby was guilty of a crime of the most serious nature, and one which deserved a heavy punishment. At the end of the thirteenth century a wife whose husband had abjured the realm could sue for her land (Pollock and Maitland, *History of English Law*, ii, 436). If Maud's husband were outlawed, it does not appear that the justices intended that to count against her. Maud pleads that she holds in socage, because the widows of socage tenants at this early date often claimed in

dower as much as a half of their husband's land. Later, if such a claim was made, the claimant had to prove that the local custom of the soke or manor gave widows more than the usual one-third of their husband's land (*ibid.*, 422). The great soke of Grantham included part of Somerby.

513. Walterus de Barthon' petit pro se et Katerina uxore eius v. Dinant de Pincebec 2 bouatas terre c. p. in Pincebec [Pinchbeck] [ut<sup>s</sup>] rationabilem dotem suam unde Lambertus f. Dinanz quondam uir Katerine eam dotauit die qua eam desponsauit . Et Dinanz uenit et dicit quod non debet habere terram illam in dotem . quia Lambertus predictus non fuit inde saisitus die qua eam desponsauit . Et Walterus offert dirationare per corpus suum quod Lambertus inde ita saisitus fuit die qua eam desponsauit . et quod expleta illius terre cepit. et Pincebec [rectius Dinanz] defendit . Consideratum est quod duellum non fit de dote . et quia Walterus non produxit sufficientem probam quod Lambertus fuit inde saisitus : quod Dinanz teneat in pace et Walterus de Barthon' in m'ia pro falso clamore.

Dinant denies Walter's claim on the ground that Lambert was not seised of the land when he married Katherine. Walter offers to prove by the duel that he was so seised. Dinant denies that he was. It was adjudged that the duel be not waged touching dower, and that since Walter has not proved his claim, Dinant shall hold in peace.

514. Assisa de morte antecessoris de 2 bouatis terre c. p. in Barthon' [Barton on Humber] in Lincolnescir' inter Johannem f. Radulfi et Willelmum de [la<sup>1</sup>] Lande ponitur in respectum sine die quia idem Willelmus fuit in seruitio domini Regis ultra mare cum Roberto de Stuteuilla qui ei terram illam debet warantizare . in seruitio domini Regis cum equis et armis . per breue domini G. f. Petri.

515. Matillis uidua optulit se quarto die v. Agnetem Code et Gaufridum filium Iuel' de . placito unius tofti c. p. in Lincolnia et toftum illud captum fuit in manum domini Regis pro eorum defectu . et retentum per 15 dies . ita quod nullus petiit illud per pleuinam . et ideo consideratum est quod Matillis habeat saisinam per defaltam.

*Iuel'* stands for *Iocelini* (see case 254).

516. Marioria de Well' optulit se quarto die v. Radulfum Hag [*sic*] de rationabili dote sua sc. de tercia parte duarum bonatarum terre c. p. in Hage [Haugh] et ipse non uenit uel se essoniauit . et summonitio testata fuit . Judicium . Terra illa capiatur in manum domini Regis . et dies captionis etc. et Radulfus summoneatur adesse apud Northampton a die sancti Petri ad uincula in 15 dies [15 August] etc.

*With the exception of the heading, the cases heard at Coventry have so far been entered in a hand new, except for case 486, to the roll. This was a very careless clerk. He left no margin. The clerk who succeeded him left a margin, but whether his is the same handwriting as that of the greater part of the body of the roll is difficult to say. All these cases are very hurriedly and badly written whereas most of the body of the roll is written carefully.*

517. Ass. ven. rec. si Willelmus auunculus Gregorii et Willelmi capellani seisisus fuit in dominico suo ut de feudo de dimidia bouata terre c. p. in Bagston' [Boughton] die qua obiit etc. Quam terram Hugo de Bacton' [*sic*] tenet qui uocauit ad warant. Johannem de Hal [Hale] qui ei warantizauit . et dixit assisam non debet fieri . eo quod alter fratrum . sc. Gregorius bastardus est . (quesitus quid de alio fratre uelit dicere dicit quod<sup>i</sup>) et . non uult (ad<sup>e</sup>) ei respondere desicnt tenementum non partitur in breui donec sciatur si alius sit legitimus . uel non . Consideratum est quod dicant si alia uice uelit recuperationem habere . qui uenit et dicit quod uillanus est et filius uillani set nullam producit sectam . et ideo consideratum est quod non habeat v. eum alia uice recuperare et alius habeat breue ad episcopum loci<sup>p</sup>).

*Et in line 7 was not deleted when the interlineation was made. This case as it stands is unintelligible. There is a large cross in the margin which is possibly intended to indicate that the case ought to be cancelled.*

518. Radulfus de Auetorp [Avethorpe in Aslackby] petit v. Petrum Salsarium et Ysabeliam uxorem eius 2 bouatas terre c. p. in Milnetorp [Millthorpe in Aslackby] et Petrus fecit defaultam apud Lincolniam ita quod terra illa capta fuit in manum domini Regis et dies capcionis mandata apud Couintre et tunc non uenit ipse Petrus set Ysabella que prius et tunc petiit terram illam per pleuinam . set eo quod Petrus non uenit ! non fuit ei replegiata set sit in tali statu usque ad 1 mensem post festum sancti Michaelis [27 October] . et tunc sit ibi Radulfus (et Petrus<sup>e</sup>) ad audiendum iudicium suum . Et sciendum quod Templarii uenerunt [*sic*] quod predictus Petrus et Ysabella non possunt terram illam perdere uel lucrari quia (per<sup>e</sup>) ipsi non debent illam tenere nisi in uita ipsius et post obitum eius ad ipsos reuertetur.

*The Templars intervene because Peter and Isabel are only life tenants, holding of the Templars the land claimed by Ralf.*

519. Ass. ven. rec. si Gilebertus auunculus Willelmi seisisus fuit in dominico suo ut de feudo de 2 bouatis terre c. p. et de 2 toftis c. p. in Kirkebi [Kirkby by Laythorpe] Quam terram Rohesia de Verdun et Robertus de Verdun tenent et Willelmus f. Alani reliquit [*sic for reliquit*] hoc breue per licenciam.

520. Ass. ven. rec. si Willelmus de Pinkenn' pater Simonis seisisus fuit in dominico suo ut de feudo de 1 bouata terre c. p. in Suterbi [Sutterby] die qua obiit etc. Quam terram Simon f. Ricardi et Rannulfus de Clakesbi [Claxby by Alford] tenent . Et Simon uenit et dicit quod nil tenet de terra illa in dominico set Rannulfus tenet illam de eo qui . . . . et ideo capienda est iurata super eum . Juratores dicunt quod non obiit ita seisisus . Iudicium Simon in m'ia et nil capiat per assisam.

521. Gaufridus de Campania petit v. Ricardum de Neuilla 1 molen-dinum c. p. in Duneham [Dunham] ut ius suum Dies datus est eis in octabas natiuitatis beate Marie [September 15] apud Norhamtonam prece partium et habent licenciam concordandi. (*Marg. Norhamt'.*)

522. Loquela inter Osbertum filium Simonis petentem et Willelmum de Grendon tenentem de terra in Geinesbure [Gainsborough] sine die per preceptum domini G. f. Petri qui mandavit quod justic' non permittant ipsum Willelmum implacitari de predicta terra quia . . . . .

523. . . . . denia filia Ulfketel optulit se quarto die v. Hugonem Cuttesleull' de placito assise mortis antecessoris . . . . . et ipse non venit vel se essoniavit et habuit diem per essoniatores et ideo . . . . .

*The end of this membrane is in a very bad condition. There is at least one entry completely illegible.*



# ASSIZE ROLL

No. 479

*mcm. 1*

## PLACITA CORONE

524. Dominus G. f. Petri mandauit Justiciis quod ipsi ponant in respectum sine die quam diu Robertum de Ros fuerit in seruicio domini Regis ultra mare recognicionem noue dissaisine quam idem Robertus aramiauit v. Simonem de Kimbe [Kyme]. (*Marg. alibi.*)

525. Dominus G. mandauit Justiciis quod (Robertus<sup>e</sup>) (Rannulfus<sup>i</sup>) f. Reinfridi et Robertus filius eius qui appellauerunt Thomam f. Walteri extra portam et eundem Walterum de pace domini Regis infracta habuerunt licenciam concordandi cum ipsis appellatis saluo iure domini Regis. Et ideo uenerunt ipsi tam appellati quam appellantes et posuerunt se in m'ia. plegii Rannulfi et Roberti de m'ia Petrus f. Roberti fabri. Gilbertus tincturarius. plegii Walteri et Thome Willelmus f. Uitalis de Bergebi [Barrowby] et Goscelinus de Bergebi f. Gram. (*Marg. m'ie.*)

Sir Geoffrey (fitz Peter) has made known to the justices that Rannulf son of Reinfrid and Robert his son, who appealed Thomas son of Walter without the gate and the same Walter of breaking the king's peace, have had licence of agreement with those they have appealed, reserving the right of the lord king. And therefore both the appealed and the appellators have come and put themselves in mercy.

526. Andreas de Edlington' [Edlington] ⁊ custos placitorum corone in m'ia pro defalta. (*Marg. m'ia.*)

See Introduction for coroners, pp. xlv-xlv.

527. Willelmus de Eincurt alter custos in m'ia pro eodem. (*Marg. m'ia.*)

528. Willelmus de Karlebi [Carlby] in m'ia quia fecit tumultum quando uerdictum Stanfordie [Stamford] debuit produci. (*Marg. m'ia.*)

529. Ad iudicium de hominibus de Grimesbi [Great Grimsby] in quarum [*sic*] uilla quedam femina appellauit quendam hominem de rapo qui ut ipsi cognoscunt sepius rediit et moram fecit in uilla de Grimesbi et tamen non attachiauerunt eum. (*Marg. ad jud'.*)

The men of Grimsby are in mercy because they have not attached the appealed man although they admit that he has often returned and stopped in Grimsby.

## BURGUS DE STANFORD' [STAMFORD]

530. (Thomas<sup>e</sup>) (Alexander<sup>i</sup>) f. Daudid de Stanford ⁊ iuratorum in m'ia pro defalta. (*Marg. m'ia.*)

531. Juratores in m'ia quia presentauerunt coram justiciis quandam loquelam unde attachiammentum non fuit factum et que alia uice terminata fuit coram justiciis.

532. Ad iudicium de eisdem qui non presentauerunt mortem cuiusdam hominis inuenti mortui in Stanford' . vicecomes. (*Marg.* ad jud'.)

The sheriff must look into the matter.

533. Alanus nepos Louesune qui appellauit Gilebertum f. Gileberti et Gamel hominem Gileberti et ipsum Gilebertum de uulnere uxori sue facto retraxit se et posuit se in m'ia pro habenda licencia concordandi cum predictis. Et predicti Gilebertus f. Gileberti et Gamel et Gilebertus miles appellati pro eodem ponunt se similiter in m'ia . Plegius Alani de m'ia Rogerus f. Hardekin plegii appellatorum Alexander f. David et Gaufridus de porta. (*Marg.* m'ie plures.)

The man who made the appeal has withdrawn his suit, and both parties have to pay an amercement for licence to make an agreement.

534. De uillata de Stanford' ro marcas pro stulta presentatione et pro pauperibus.

The town of Stamford has to pay a fine because its jurors presented foolishly, and were not men of sufficient standing.

535. Juratores dicunt quod Stephanus de Lenna [King's Lynn, co. Norfolk] et Hugo de Mara et Clemens uinitor et Jordanus de Londonia et Herebertus de Leicestreia uinitores uendiderunt uinum contra assisam . et ideo in m'ia. (*Marg.* m'ie.)

It is interesting to see that vintners from King's Lynn, London, and Leicester are, with local vintners, selling wine contrary to the king's assize.

536. Idem dicunt quod custodes mensurarum uini sc. Wimundus ultra aquam . Gaufridus f. Reineri . et Willelmus Cusselin et Gaufridus Norrensis non seruauerunt assisam sicut eis preceptum fuit . et ideo in m'ia. (*Marg.* m'ie.)

In every town four men were appointed as keepers of the measures of wine to see that the assize was observed. *Ultra aqua* probably means south of the Welland on which Stamford stands.

537. Idem dicunt quod constabularius Stanfordie cepit corpora Flandrensum et eorum catalla arestauit per preceptum Justiciarii et per preceptum eiusdem ea deliberauit unde breuia eius ostendit . que cum eo remanserunt.

Throughout the middle ages England and Flanders were commercially dependent on each other, and many Flemings were settled in England, especially in the east. Whenever the king of England was at variance with the count of Flanders, the Flemings in England were seized and the English markets closed to trade with Flanders. Richard I had, in 1194, made a treaty with Baldwin of Flanders, and trade between England and Flanders, interrupted since 1191, was resumed. John had, on Richard's death, to make fresh alliances with neighbouring powers, and it is probably at that time that the order for the arrest of the Flemings

in England was issued, with the object of compelling the count of Flanders to ally himself with John. On 13 August, 1199, Baldwin of Flanders came to John at Rouen and made an alliance with him.

538. Burgus de Stanford' dat domino Regi 10 m. pro habendis libertatibus suis de assisis mortis antecessoris quas dicunt nunquam fuisse captas de tenementis uille sue.

See case 33.

De aliis capitulis nichil.

#### WAPENTACUM DE KANDELESHO [CANDLESHOE]

539. Juratores dicunt quod Robertus f. Griffin appellauit Hugonem le Bof quod ipse nequiter et in pace domini Regis noctu uenit ad domum suam et fregit eam et eum assultaui et uulnerauit in capite ita quod sanguinem ab eo traxit et coram iusticiis appellauit eum simili modo . et optulit hoc dirationare per corpus suum . et juratores quesiti utrum hoc ita sit neene . dicunt quod per attiam appellauit eum et per proteruitatem . et ideo consideratum est quod nullum est appellum et est in m'ia pro falso clamore . et custodiatur . Idem appellauit de ui . quosdam . set nullum est appellum . et ideo appellati quieti. (*Marg.* custodiatur.)

See Introduction, p. lvii.

540. Idem dicunt quod Henricus Brito appellauit Willelmum de Logeuilla de pace domini Regis sc. de uulnere ei facto in capite et in pollice . et plures alios de ui . et ipse non est prosecutus et ideo in m'ia . et appellati quieti quia non malecreduntur . et preceptum est quod capiatur quia est in m'ia. (*Marg.* capiatur.)

Henry Brito is to be taken into custody because he is to be amerced for not following the suit he began. William is quit because he is not suspected.

541. Thomas Sote qui appellauit Robertum f. Mangnus [*sic*] et Robertum Wippegar' de pace Regis infracta sc. de brachio suo fracto et de roberia non est prosecutus et ideo in m'ia . Capiatur et juratores quesiti dicunt quod brachium ita fractum fuit et ideo appellati custodiuntur . Dixerunt etiam juratores quod fecerunt concordiam cum ipso Thoma . et postea traditi sunt in custodia Mangno patri Roberti et Waltero f. Haudeng . (Post uenerunt Robertus et Robertus et dant domino Regi dim. m. pro habendo iudicio suo sine dilatione . Et Robertus f. Mangnus illam reddet . per plegium Mangni Watcroft patrem'). (*Marg.* m'ia capiatur custodiantur dim. m.)

Thomas Sote is to be taken into custody because he is to be amerced for not following his suit. The jurors say that his arm was broken by the two Roberts whom he accused, but that they came to terms with him. Afterwards the two Roberts were given into the custody of Magnus and Walter. The interlineation stating that the two Roberts have given half a mark to have their judgement quickly was probably added at a later stage in the session.

542. Ricardus f. Willelmi appellauit Lucam f. Ricardi et Willelmum seruientem Alani clerici de roberia et ligatura et appellati non uenerunt uel se essoniauerunt et comitatus cum wapentaco dicit quod non fuerunt

appellati de pace Regis . set de pace vicecomitis ita quod loquela fuit et est in comitatu et ideo non fuerunt attachiati ad esse coram iusticiis et ideo juratores in m'ia quia presentauerunt aliud quam presentare debuerunt.

See Introduction for the peace of the king and the peace of the sheriff (p. 1).

543. Ad iudicium de Willelmo de Karleton' [Great or Little Carlton] seruiente wapentaci qui nullum fecit attachiamentum de submersis et aliis per infortunium mortuis et de hoc quod non fecit alia attachiamenta que facere debuit.

William of Carlton has not taken pledges for the appearance in court of people whose presence is necessary either because they were the finders of dead bodies or for some other reason.

544. Ad iudicium de Alano de Marton' qui fuit uice Philippi filii Roberti qui recepit quendam equum a quo quidam homo cecidit ita quod obiit . Et Alanus dixit quod equus ille liberatus fuit Haldeng' de Wintorp [Woodthorpe] et Willelmo Bruncoste . et Roberto fratri . ad custodiendum . precium equi 4 s. . Dentur deo . (*Marg.* 4 s. dentur deo loquend' de custodibus.)

*Wintorp* has been corrected from *Witorp*. Philip son of Robert of Tattershall accounted for Lincolnshire as sheriff at Michaelmas 1197. His bailiff, Alan of Martin, is in danger of being amerced because it seems doubtful what has happened to the horse from which a man fell so that he died.

545. Filius Widonis pelliparii submersus fuit apud Wainflet [Wainfleet] et Wido pater eius qui primo eum inuenit attachiatus fuit ad esse coram iusticiis et non uenit uel se essoniauit . et ideo in m'ia . et plegius eius similiter . sc. Rannulfus frater eius. (*Marg.* m'ia m'ia.)

546. Simon de Burgo et Alanus f. Walteri plegiauerunt Matillidem matrem Gode que inuenit Ysabellam filiam Gileberti submersam . et non habuerunt eam coram iusticiis . et ideo in m'ia. (*Marg.* m'ia m'ia.)

547. Ricardus dispensator apud Orrebi [Orby] occidit Ysabellam quandam . et fugit in ecclesiam et abiurauit regnum . Catalla eius fuerunt 4 oues et 2 summe auene et 1 pullus liberata Johanni filio Ricardi et Philippo le Chalengur et non habuerunt ea coram iusticiis et ideo in m'ia . precium catallorum 10 s. unde G. de Kamuilla vicecomes. (*Marg.* precium catallorum 10 s.)

548. Ysabel de Kandelesbi [Candlesby] mater Roberti de Tateshal' [Tattershall] est de donacione domini Regis et terra eius ualet 30 libras.

This entry is in answer to the question as to what widows are in the king's gift.

549. Aluredus f. Simonis et Alanus de Leuerton' [Leverton] . et David de Wainflet [Wainfleet] et Gaufridus de Thorp et Robertus Wippegar' et Reingot f. Agnetis et Ricardus Nute uendiderunt uinum contra assisam apud Wainflet et ideo in m'ia. (*Marg.* m'ie muete.)

550. Milo de Wainflet Rannulfus f. Gunni . Ricardus f. Walteri .

Ricardus f. Brictmeri . custodes mensurarum uini non tenuerunt assisam et ideo in m'ia. (*Marg.* 5 m'ie.)

551. Gilebertus Chubbe uendidit uinum contra assisam apud Weleton' [Welton le Marsh] et ideo in m'ia . et Elias de Freskele uendidit uinum apud Freskene [Friskney] contra assisam et ideo in misericordia. (*Marg.* m'ie.)

552. Johannes Malebranch' fugit pro morte Andree f. Simonis et non habuit catalla . et mansit apud Weleton' [Welton Marsh] et ideo uillata in m'ia . Et Johannes interrogetur. (*Marg.* m'ia.)

553. In uilla de Wainflet [Wainfleet] frequentatur mercatum per alium diem quam per consuetum diem et prior de Kima [Kyme] est dominus uille et mercati . Et concessum est ex parte domini Regis per justicias : quod mercatum sit per diem martis ita quod non sit ad nocumentum uicinatorum mercatorum. (*Marg.* m'ia.)

De aliis capitulis nichil.

#### WAPENTACUM DE CALSWAT' [CALCEWATH]

554. Radulfus de Swabi [Swaby] et Alanus et Elias filii eius et Radulfus Ioie et Thomas f. Aldith' qui rettati sunt de ligatura Roberti Cade et uxoris eius et per 12 iuratores et per 4 uillatas proximas male-crediti : et similiter de aliis malefactoris : purgent se aqua . Vadiauerunt legem . Et sunt iuratores in m'ia pro conclamento huius loquele. (*Marg.* Vad' m'ia.)

This suit must have come before the justices as the result of an entry on the coroner's rolls since the jurors are in mercy for not presenting it, and there is no mention of any appellator. The little group of malefactors were ordered to prove their innocence by the ordeal by water (see Introduction). In all probability they were successful at the ordeal since no mention is made of chattels due to the king.

555. Iuratores dicunt quod Gaufridus de Frisebi [Firsby] appellauit Willelmum f. Hugonis de Sutton' [Sutton le Marsh] de morte Gaufridi cognati sui . Et Gaufridus non est prosecutus et non habuit plegium nisi fidem . et ideo capiatur . Et Willelmus quesitus qualiter exiuit de prisona dixit quod non fuit in prisona quia tulit breue domini Regis ad Philippum f. Roberti tunc vicecomitem cuius balliuus fuit tunc Alanus de Marton' : qui quesitus de warranto : dixit quod non exiuit per eum . nec breue habet et ideo ad iudicium . Et Radulfus Hellecoc appellatus de ui illa : non uenit uel se essoniauit . et plegii eius fuerunt Willelmus f. Dinis' et Thomas Peuerel et non habuerunt eum coram Justiciis . Et ideo in m'ia . et Radulfus capiatur . Et sciendum quod Radulfus decanus de Sutton' [Sutton le Marsh] et Gilebertus filius suus ceperunt in manum habendi eum recto . Et Willelmus f. Hugonis dat domino Regi 1 m. pro habenda inde inquisicione utrum ille sit culpabilis de illa morte : an non . Plegii de illa m. Radulfus decanus et Gilebertus filius eius . Et iuratores quesiti dicunt quod non malecredunt eum inde . Et ideo sit sub plegios . (*Marg.* Capiatur . Ad jud' de Alano . m'ie . capiatur . queratur . 1 m.)

Geoffry has not prosecuted his appeal. He had no pledge except his faith. His pledges therefore cannot be amerced and he is therefore to be taken into custody. Either the jurors have presented, or it was entered on the coroner's roll, that the appealed was put in prison as a result of this appeal. He is now present, but not as a prisoner, and is therefore asked how he escaped from prison. He says that he was not imprisoned because of the king's writ to the sheriff. And the sheriff's bailiff, Alan of Martin, again is in danger of an amercement because he says that the accused did not leave the prison through him, and that he has no writ. Ralf Hellecoc, who was appealed as an accessory, has not come to the court. His pledges are amerced. Two men make themselves responsible for his appearance. William, the accused, gives the king a mark in order that an enquiry may be made as to whether he is guilty or not, and the jurors say that they do not suspect him. He is therefore released under pledges.

556. Willelmus f. presbiteri qui appellauit Hugonem f. Leues et Ricardum f. Jollani . et Hugonem f. Tholi de pace domini Regis non est prosecutus et non habuit plegium nisi fidem . Et ideo capiatur . et alii sine die. (*Marg.* capiatur.)

557. Walterus f. Roberti fugit pro morte Andree fratris sui et fuit in franco plegio ville de Wierme [Witherne] et ideo in m'ia . et catalla eius fuerunt 13 s. et 8 d. et fuerunt liberata Radulfo preposito de Brotelbi [Brattleby] et non habuit ea coram Justiciis et ideo in m'ia . Et Englischeria non fuit rationabiliter presentata et ideo murdrum . Gerardus de Kamuilla respondeat de catallis. (*Marg.* m'ia m'ia murdrum de catallis.)

558. Johannes f. Gaufridi equitauit 1 runcinum et cecidit ita quod obiit et equus ille liberatus fuit Thome de Heinton' [Hainton] et non habuit eum coram Justiciis et ideo in m'ia . precium equi 5 s. (*Marg.* m'ia 5 s. Deodandi.)

559. Brictiua que appellauit Gilebertum f. Willelmi de rapo non est prosecuta et ideo capiatur. (*Marg.* Capiatur.)

560. Gunnild' [*sic*] de Tedletorp [Theddlethorpe] appellauit Toraldum f. Wolweti (et Willelmum f. Wolweti<sup>1</sup>) de pace Regis infracta et non est prosecuta . Pardonatur quia pauper.

560a. Ernaldus uir eius appellauit eosdem et non est prosecutus et ideo capiatur. (*Marg.* capiatur.)

561. Willelmus f. Hawise appellauit Ricardum f. Roberti de Sumercot' quod ipse uenit in pace domini Regis ad domum suam apud Sumercot' [Somercotes] et fregit domum suam . et robauit ei 20 s. et 1 capam et 1 surcotum et 25 gallinas et 20 solidatas bladi et eum uulnerauit in capite uulnere (unde maimatus est<sup>e</sup>) quod ipse ostendit . Et hoc offert probare v. eum consideratione curie etc. Et Ricardus uenit et defendit pacem Regis infractam . et fractionem domus et uulneracionem et roberiam . set cognoscit quod ipse uenit ad domum quamdam quam predictus Willelmus dicit esse suam sicut ad suam propriam que (ei<sup>e</sup>) escaetauit in manum suam de Rogero uillano suo qui obiit et ibi cepit (quedam catalla<sup>1</sup>) que sui uillani erant et que sua erant post mortem eiusdem

uillani . sc. 5 trauas auene . et 13 garbas ordeï . et 25 gallinas . Et offert domino Regi 20 s. pro habenda inquisitione utrum ita sit nec ne . Et Willelmus dicit quod Ricardus iniuste hoc dicit quia predictus Rogerus domum illam (nunquam<sup>1</sup>) habuit nec in ea mansit nec catalla predicta fuerunt ipsius Rogeri set ipse tenuit domum illam ut suam . et catalla sua erant que ibi capta fuerunt . Et iuratores interrogati utrum ipse Rogerus ita tenuit domum predictam in uilenagio de ipso Ricardo : dicunt quod eciam Et preterea coronatores testantur et totus comitatus quod ipse nunquam ostendit aliquod uulnus ante nunc . et uulnus quod ipse ostendit recens est . Et ideo consideratum est quod nullum est appellum . et Ricardus eat quietus . et Willelmus in m'ia pro falso clamore . plegii de m'ia . Gilebertus f. Roberti . et Ricardus f. Haldeng'. (*Marg.* 20 s. m'ia.)

This case is interesting because it illustrates the lord's power to enter into the house and chattels of his villein on his villein's death. William appeals Richard of housebreaking, robbery, and wounding. Richard denies the charge, and says that he went to a house which had escheated into his hand by the death of Roger his villein, and took certain chattels which were his villein's and, after his villein's death, his own. And Richard gives 20s. to the king to have an enquiry into the truth of his assertion. William again asseverates that the house was his, but the jurors, asked if Roger was Richard's villein, say that he was. The coroners and the shire bear witness that William never before showed a wound, and that the wound he now shows is fresh, that is, that it could not have been inflicted when he says that it was. Richard therefore is quit, and William is in mercy.

562. Simon f. Alani submersus fuit apud Anderbi [Anderby] et pro eo fuit Alanus de Anderbi attachiatus per Gaufridum fratrem eius . Et ipse non uenit uel se essoniauit . et ideo ipse et Gaufridus plegius eius in m'ia. (*Marg.* m'ie.)

563. Willelmus Panchard qui appellauit Willelmum de Helegloue [Belleau] et Simonem hominem suum et Gilebertum et Eudonem fratres et Gilebertum de Beningeworth' [Benniworth] de pace Regis infracta : non est prosecutus et ideo in m'ia . et capiatur . et ceteri quieti. (*Marg.* m'ia capiatur.)

564. Gilebertus (f.<sup>1</sup>) Aggemund inuentor patris sui suspensi attachiatus fuit ad esse coram Justiciis et non uenit et ideo in m'ia . et plegius eius similiter . sc. Dauid prepositus de Well' [Well]. (*Marg.* m'ie.)

565. Hugo de Wartr' appellauit (Walterum<sup>o</sup>) (Baldricum<sup>1</sup>) de Roluesbi [Rollesby, co. Norfolk] et Rogerum et Radulfum fratres eius de pace Regis infracta et non est prosecutus et ideo capiatur . Et Radulfus appellatus non uenit uel se essoniauit et attachiatus fuit . Plegii eius . Baldricus predictus . et Reginaldus Buc et Gilebertus f. Siworth' et sunt in m'ia . et ceteri eant quieti. (*Marg.* m'ia capiatur.)

566. Christiana soror Baldrici appellauit Radulfum f. Joscelini quod ipse fregit domum suam et in pace domini Regis robauit ei 8 m. et eam cepit et imprisonauit ita quod seruiens Regis inuenit eam in priona. (*Marg.* Goscelinus cepit in manum habendi eum.)

567. Johannes f. Alexandri Arsie tenet in capite de domino Rege feudum unius militis de honore Peneilli de Doura . et Rogerus Arsie tenet illud de ipso Johanne et Willelmus de Grenesbi tenet illud in dominico de ipso Rogero.

De aliis capitulis nil.

568. Burgus de Grimesbi [Great Grimsby] dat domino Regi 10 m. pro habendo respectu usque a die sancti Michaelis in 1 mensem [27 October] (apud Westmonasterium<sup>1</sup>) de dicendo uerdicto suo . ut super scaccarium audiat carta sua et judicetur utrum sc. debeat uerdictum suum placitare coram iusticiis apud Lincolniam (uel<sup>e</sup>) et alibi : an in uilla de Grimesbi tantum . Et habent illum respectum . ita tamen quod inquisitum fuerit si attachiati de Grimesbi uenerint sicut summoniti fuerint et ipsi qui non uenerunt . et plegii eorum sunt in m'ia.

Respice in alia parte rotuli . et inuenies attachiamentum de Grimesbi.

The borough of Grimsby gives 10 marks to the king in order to have respite for a month, so that its charter may be examined, and the question settled at the Exchequer at Westminster whether Grimsby ought to 'plead its verdict' before the justices at Lincoln and elsewhere or at Grimsby only. They are allowed the respite they ask on condition that enquiry be made whether those of Grimsby who have been attached have come. Those who have not come are with their pledges to be fined.

569. Quenild filia Gunnild' ponit loco suo Herebertum filium suum v. Robertum de Tateshal' [Tattershall] de placito (assise mortis antecessoris<sup>e</sup>) (appello natiuitatis<sup>i</sup>) . et v. Rannulfum de Kandlesbi [Candlesby] de placito assise etc.

When two lords each claimed possession of a person who is undoubtedly a villein, the plea between them was heard before the sheriff. But if a lord claimed a man as his villein, and the man claimed that he was a free man, the plea could not be heard before the sheriff but had to come before the king's justices (Glanville, book v, ch. i). Such a plea was that in which Quenild was engaged against Robert of Tattershall.

570. Milites ergo dicunt quod Stephanus Rex illum prioratum fundauit et ibi canonicos posuit . post obitum uero ipsius Regis Stephani regnante Rege Henrico patre idem Rex dedit prioratum illum fratri suo Willelmo Lungespe qui dedit Johanni Malherbe (Appelbi<sup>d</sup>) manerium de Appelbi [Appleby] quod est de honore Peuerelli de Doura et in quo (feudo<sup>e</sup>) (honore<sup>i</sup>) prioratus ille situs est (unde a tempore illo usque nunc<sup>e</sup>) Johannes Malherbe (et antecessores sui<sup>e</sup>) duos priores ibi posuit . Continencia autem carte Willelmi Lungespe talis est Willelmus Lung' etc. salutem. Sciatis me dedisse et concessisse Johanni Malherbe in feudo et hereditate Appelbi sibi et heredibus suis tenendam de me et heredibus meis cum omnibus eiusdem uille pertinentibus per seruicium unius militis . Et precipio quod predictus Johannes et heredes sui supradictam terram teneant bene et in pace libere et quiete et honorifice in bosco et plano et pratis et pascuis in uis et semitis et in omnibus locis cum omnibus libertatibus et liberis consuetudinibus suis . Protulit etiam cartam Regis Henrici patris idem confirmantem.

See case 38.



*mem. Id.*

571. Radulfus f. Hugelini attachiatus per appellum Johannis de Walesbi [Walesby] qui obiit non uenit uel se essoniauit et ideo in m'ia . et plegii eius similiter . sc. Robertus filius Rannulfi . et Radulfus le Kamber'. (*Marg. m'ie.*)

Over *Radulfus* in line 1 is written *obiit*.

571a. Wolbern Kippe attachiatus pro eodem non uenit etc. et ideo in m'ia . et plegii eius similiter . sc. (Godwinus<sup>c</sup>) Thomas f. Godwini et Gilebertus Kippe. (*Marg. m'ie.*)

571b. Gilebertus f. Wolbern attachiatus pro eodem non uenit . et ideo in m'ia . et plegii eius similiter . Wolbernus pater eius. (*Marg. m'ie.*)

572. Eudo Witeng attachiatus per appellum Cecilie filie Ricardi non uenit et ideo in m'ia et plegii eius similiter . sc. Warinus et Walterus fratres ipsius. (*Marg. m'ie.*)

573. Walterus de Wainflet [Wainfleet] attachiatus per appellum cuiusdam femine de pace Regis non uenit et ideo in m'ia et plegii eius . sc. Henricus f. Eudonis de Kauenbi [Caenby] et Robertus f. Rannulfi. (*Marg. m'ie.*)

574. Willelmus f. Roberti attachiatus per Durand' fortem de pace Regis infracta et Radulfus de Maringes [Mareham le Fen] et Wase sutor attachiati pro ui : non uenerunt et ideo in m'ia . et plegii eorum . sc. Robertus telarius . et Gamel et Helmus et Geruasius de Grimesbi [Grimsby].

575. Walterus nepos Walteri attachiatus per appellum Willelmi Golding non uenit et ideo in m'ia et plegii eius . sc. Walterus de Laisebi [Laceby] et Walterus de Lincolnia. (*Marg. m'ie.*)

576. Willelmus f. Gode attachiatus per appellum Willelmum f. Gunne non uenit et ideo in m'ia et plegii eius . sc. Rogerus Naberd et Willelmus Harald. (*Marg. m'ie.*)

#### WAPHENTACUM DE GAERTRE [GARTREE]

*At this point another hand begins, and the spelling of some words is different.*

577. Juratores dicunt quod quidam medicus in Katsteuene [Kesteven] occisus fuit et Johannes f. Roberti pro morte attachiatus Qui uenit et non malecreditur per juratores Et ideo sit sub plegios.

578. Tuoldus de Horsinton' [Horsington] apellat Hugonem fratrem Andree quod ipse in pace domini Regis et in assultu premeditato super pacem domini Regis ei datam in comitatu uulnerauit eum in capite quodam uulnere quod ostendit . Et hoc offert probare v. eum per corpus

suum consideratione curie et Hugo defendit totum de uerbo in uerbum etc. (*Marg.* Concordati sunt per Justicias unde finis alibi est pro habenda licencia concordandi.)

See Introduction, p. 1.

578a. Idem Thuroidus appellauit Andream fratrem Hugonis de precepto. Qui uenit et totum defendit.

578b. Idem appellat Simonem f. Goie et Radulfum de Hoiland' [Holland] . et Radulfum de Kirkested' [Kirkstead] et Rogerum f. Cadial et Simonem f. Simonis et Reinerum Brunum de ui illa. Et Simon f. Goue et Simon f. Simonis et Reiner Brunus non uenerunt uel se essoniauerunt . et ideo in m'ia et plegii eorum . sc. Andreas de Edlingeton' [Edlington] et Simon le Bret . et Robertus de Maneby [Manby] . Ricardus f. Abraham de Wlmaresti [Wolmersty in Wrangle] . Et Radulfus de Hoiland' et Radulfus de Kirkested' non fuerunt inuenti. (*Marg.* m'ie 6.)

579. De catallis Philippi suspensi pro morte uxoris eius . 20 s. unde vicecomes G. De catallis 10 s. dandis Deo . que fuerunt uxoris occise. (*Marg.* De catallis 10 s. Deo dandis.)

This note is curious because there seems to have been no practice of giving the chattels of a murdered person to God, and that the woman was murdered the hanging of her husband suggests. It is probably connected with the idea that a certain portion, usually one third, of a dead man's goods ought to belong to the dead man for the good of his soul.

580. Philippus de Benigwrth' [Benniworth] fugit et utlagatus est pro morte Henrici de Wainwrth' [Waddingworth] . per apellum Johannis f. Ambros' et mansit apud Benigwrth' in terra Gilleberti (et ideo in m'ia uillata<sup>1</sup>) . Et non habuit catalla. (*Marg.* m'ia.)

580a. Simon forestarius appellatus de vi non malecreditur et ideo sit sub plegios.

[581. Herebertus de Kalewelle [Calkwell] appellauit Simonem de Caukewell' de roberia . et Radulfum bercariam . et Gillebertum de Cake-well' de vi Et Herebertus non uenit uel se essoniauit . et athachiatus fuit . Et ideo (ipse et<sup>1</sup>) plegii eius in m'ia sc. Alicia de Catendale [Cadwell] et Simon appellatus mortuus (est<sup>1</sup>) et ceteri appellati non uenerunt et athachiati fuerunt . Et ideo sunt plegii eius in m'ia . sc. Walterus Malherbe et Rogerus Malherbe . et Ricardus de Kakewell' .<sup>9</sup>). (*Marg.* m'ie m'ie. Alibi uenerunt Cancellari debent per M. Eustacium.) ]

This case is cancelled, and the marginal note implies that it was done by order of Eustace of Fauconberg. As these men do not appear elsewhere in the roll it is to be presumed that the case was heard at a previous visit of the justices to Lincoln.

582. Radulfus bercarius appellauit Herbertum f. Hugonis de pace Regis Et Herbertus non uenit uel se essoniauit . et athachiatus fuit et ideo Herebertus in m'ia . et plegii eius . Alicia de Candale [Cadwell] et Hugo de Munbugun Et Radulfus non est prosecutus apellum suum

et ideo in m'ia. (*Marg.* m'ia m'ia . Radulfus essoniauit se set decepti fuimus et ideo pardonatur.)

The last part of the marginal note to case 581—beginning at *Cancellari*—and this marginal note beginning at *Radulfus*, are written in the same hand. A different hand from that of the cases. This note, to the effect that the judges were deceived and did not know that Ralf had essoined himself and that his amercement is therefore pardoned, must have been added also by command of Eustace of Fauconberg, if not by his own hand. These notes were probably added in the time allowed by the justices to check the rolls. Had they not been added and had the men amerced justified themselves at the Exchequer the justices would have had to pay the fine themselves.

583. Juratores in m'ia pro conclamento 2 predictarum loquelarum. (*Marg.* m'ia.)

#### HILLE [HILL] WAPHENTACUM

584. Nicolaus f. Rogeri appellat Willelmum Malebisse de pace Regis et Nicolaum f. Siwat . et Henricum de Totinton' de vi . Et Nicolaus non est prosecutus (et in m'ia<sup>1</sup>) et ideo capiatur . Et ceteri appellati eant quieti. (*Marg.* m'ia capiatur.)

585. Nicolaus f. Gilleberti appellauit Michaellem f. Ricardi quod ipse in pace domini Regis nequiter eum (in capite<sup>1</sup>) uulnerauit super terram suam et offert hoc disrationare v. eum per corpus suum consideratione curie . Et Michael uenit et defendit totum de uerbo in uerbum et (offert domino Regi dim. m. pro habenda inquisitione utrum uerum sit an non<sup>e</sup>) Et Michael dat 1 m. pro habenda licencia concordandi . Concordati sunt . Plegius Michaelis : Alanus de Marton'. (*Marg.* dim. m.<sup>e</sup>)

585a. Idem Nicholaus appellat Rannulfum de Suththorp. et Simonem de ui illa. (*Marg.* cras.)

586. Reginaldus f. Willelmi appellat Ricardum f. Rogeri quod ipse in pace domini Regis et nequiter uulnerauit eum in capite . in assultu premeditato et robauit ei 1 pelium et unam furcam friam [*sic*] et hoc offert probare v. eum consideratione curie . per corpus suum Et Ricardus uenit et defendit totum de uerbo in uerbum ut ille qui est infra etatem et iuratores interrogati dicunt quod credunt quod quidem frater eius iunior uulnerauit eum occasione cuiusdam muri . unde contentio fuit inter eos . et non ipse . et uisum fuit iusticiis quod est infra etatem . et ideo sit sub plegios usque in aduentu iusticiarum (uel<sup>d</sup>). Juratores in m'ia pro conclamento trium hominum appellatorum appellatorum [*sic*] de plaga Reginaldi f. Willelmi.

The last sentence, that is, from *Juratores* to the end, is entered on the roll after case no. 591, and is marked for insertion at this point.

586a. Idem Reginaldus appellat Willelmum f. Rogeri et Simonem fratrem suum et Hamundum de Horsinton' [Horsington] et Hugonem bercarium de vi illa . Et Simon et Hugo non sunt inuenti et ideo non sunt athachiati . set Hamo fuit athachiatus . qui non uenit uel se essoniauit et ideo in m'ia . et Rollendus [*sic*] de Wodehal' [Woodhall] et

Robertus de Horsinton' plegii eius in aduentum Justiciarum. (*Marg. m'ia m'ia m'ia in ad'.*)

587. Wanterus [*sic*] Thenechar cuius uxor Agnes appellavit Henricum de Harinton' [Harrington] de wlhere facto ipsi Waltero et Galienam uxorem Henrici et Alanum Wilde . et Ricardum bercarium et Alanum de Saltorp [Sausthorpe] de ui illa Non est prosecuta uxor eius et ideo in m'ia. (*Marg. m'ia.*)

The first two letters of *Harinton'* are written over another letter which is cancelled.

588. Robertus de Orlens [Orleans] rettatus de burgaria domus Wolneti et de asportacione cattallorum eius . fugit in ecclesiam et abiurauit regnum . Et non habuit catalla.

588a. Heremannus de Endrebi [Bag Enderby] rettatus de eodem fugit et fuit in franco plegio Willelmi de Kaineto de Enderbi . Et ideo in m'ia . Et non habuit catalla. (*Marg. m'ia.*)

588b. Willelmus de Auners . et Willelmus f. Matillidis et Willelmus Walger rettati de eodem positi fuerunt per plegios . Et non uenerunt uel se essoniauerunt et ideo plegii in m'ia . sc. Willelmus Malebisse cum franco plegio suo et Aluredus de Endreby et Nicholaus Sumard Et plegii uoluerunt eos iterum replegiare et ideo interrogentur . Non habuerunt catalla. (*Marg. m'ie.*)

588c. Gillebertus de Saltorp [Sausthorpe] rettatus de eodem optulit se et non malecreditur per juratores et ideo sit sub plegios.

588d. Willelmus de Lusceby [Lusby] et Robertus Fitebaut rettati de eodem malecreduntur inde per juratores et per quatuor villatas proximas . Et ideo purget se Willelmus aqua . et Robertus est clericus et diaconus et ideo traditur Willelmo officiali purgaturus se in curia christianitatis (Et catalla Willelmi fuerunt 6 m. et 10 s. unde Walterus de Couintre debet respondere<sup>p</sup>). (Et Walterus Bec dat dim. m. pro habenda custodia terre que fuit ipsius Willelmi . sc. una bouata terre per annum unum quia per tantum temporis debet esse in manu Regis<sup>p</sup>). (*Marg. Purget se aqua . 6 m. et 10 s.*)

The two interlineations were entered after the following cases were written and when the failure of William in the ordeal was known. These are entered in the hand that wrote the interlineation in case 585. The second interlineation was written after the next case because there was not room before it.

588e. Rogerus f. Giberell' rettatus de eodem . fugit et mansit in Enderbi [Bag Enderby] (et ideo in m'ia uillata<sup>1</sup>) et ideo interrogetur . Et non habuit catalla. (*Marg. m'ia.*)

589. Emma que appellauit (Willelmum<sup>1</sup>) f. Franke non est prosecuta . Et ideo Willelmus eat quietus . Emma est pauper. (*Marg. dim. m.*)

590. Iueta filia Rannulfi appellat Willelmum de Winceby [Winceby] .

de rapo et de imprisamento [*sic*] . ita quod postquam concubuit cum ea tenuit eam in prisa . per duos dies . et hoc probare v. eum offert . consideracione curie . Et Willelmus uenit et defendit totum de uerbo in uerbum . Et juratores interrogati . et Andreas custos placitorum ad quem ipsa uenit quam cito liberata fuit dicunt quod ipsa uenit ad eum sanguinolenta . et turpiter tractata . Et totus Wapetac [*sic*] testatur quod ipsa uenit ad proximum Wapetac [*sic*] . et fecit apellum suum . (Postea posuit se uterque in m'ia pro habenda licencia concordandi plegius Willelmi de m'ia : Johannes de Orrebi [Orby] m'ia Iuette pardonatur<sup>9</sup>). (*Marg.* Cras m'ia.)

591. Brictiua que appellauit Thuoldum f. Wlseti de rapo non est prosecuta . et ideo Thuoldus quietus . Brictiua pauper est.

(592. Eudo de Bauent tenet per seriantiam 4 bouatas terre de domino Regis et dimidiam in Wincebi [Winceby] . et valent 10 s. per annum<sup>1</sup>).

De aliis capitulis nichil.

#### WAPENTACUM DE HORNICASTR' [HORNCASTLE]

(593. Thoroldus frater Johannis appellauit Hugonem de Edlington' [Edlington] de pace Regis et post retraxit se et uterque ponunt se in m'ia per licenciam.<sup>1</sup>). (*Marg.* m'ia.)

This case is interlined in the hand of the interlineation of case 585.

594. Johannes f. Thoraldi de Edlington' [Edlington] appellat Andream de Edlington' quod ipse uenit ad domum (suam<sup>6</sup>) (patris sui<sup>1</sup>) cum vi sua et eiecit eos qui ex parte patris sui erant . et patrem suum . et ita eum tractauit quod semper postea languit inde usque ad diem qua obiit . et ibi robauit 4 gladios . et 4 hachias . et 2 arcus . et 15 sagittas . et 2 litheamina . et 5 ulnas linene tele . et cartas patris sui de hereditate sua . Ita quod milites uicini uenerunt illuc et inuenerunt ipsum Andream cum vi sua . in domo illa . Andreas uenit et defendit roberiam et feloniam et obsessionem domus . et eieccionem patris . et suorum . set cognoscit quod ipse Thoraldus fuit eius auunculus filius sacerdotis . Ita (quod<sup>1</sup>) terra illa debuit post mortem eius ei descendere et quod cum ipse inciperet mori ipse Andreas tenuit se in illa domo sine aliqua vi . ut in domum que ei debuit descendere . de auunculo suo . et in illa domo se tenuit (Andreas dat domino Regi 10 m. pro habendo iudicio suo festinanter et pro habenda inquisitione utrum hoc appellum factum sit per iustam causam : an per odium et attiam . et pro habenda licencia concordandi de quodam alio appello . sc. Hugone fratre suo . Ponunt se ambo in m'ia pro licencia .<sup>9</sup>) (*Marg.* 10 m. m'ie.)

The interlineation is in the hand of the interlineation in case 585. John appeals Andrew of going to his father Thorold's house, and ejecting his father and his people, and so treating his father that he was ill to the day he died, and robbing him of 4 swords, 4 hatchets, 2 bows and 15 arrows, 2 sheets, and 5 yards of linen cloth, and his father's charters touching his inheritance. Andrew denies everything but admits that he went to the house of Thorold when he began to die because Thorold was his uncle, the son of a priest, and the house would descend to him after Thorold's death. Andrew gives 10 marks to have a speedy judgement and

an inquiry whether the appeal is made *de odio et atia*. One curious point is the claim of Andrew. If, as he says, Thorold were the son of a priest, he was a bastard, and as such ought to have no heir except of his body. Therefore John, if he were Thorold's son, would inherit from him, but Andrew never would inherit even had Thorold no sons.

594a. Willelmus de Hauton' . Johannes de Breton' . Alexander de Friston' [Freiston] . Gillebertus Doget apellati de vi predicto non uenerunt uel se essoniauerunt et atachiat fuerunt per ipsum Andream . et francum plegium suum . Et ideo in m'ia . et plegii eorum. (*Marg.* m'ie m'ie.)

595. Astinus de Wispinton' [Wispington] . apellat Simonem de Edlinton' [Edlington] . quia nequiter et in pace domini Regis insultauit eum in pratis suis et ei oculum eruit ita quod maimatus est illo oculo . Et hoc offert probare etc. Simon uenit et defendit totum de uerbo in uerbum Et custodes corone et comitatus testantur quod usque huc sufficienter facta est secta apelli primo per uxorem suam postea per eum . Judicium . (Purge<sup>d</sup>) Fiat lex . et in electione appellati sit portare ferrum uel ut Astinus illud portet . Et ipse elegit quod Astinus portet . Vadiavit legem Astinus . Plegii Simonis : Willelmus de Landa (cum franco plegio suo<sup>1</sup>) et Radulfus de Stures Plegii Astini : Rogerus de Torp . Osgot de Wispinton' . et Willelmus frater Joel' . (Et post uenerunt et posuerunt se ambo in m'ia<sup>9</sup>) (*Marg.* Vad' legem m'ie Rad' de Landa.)

The interlineation is made in the hand of the interlineation of case 585. See Introduction, p. ix.

595a. Thomas de Hagwrthingham [Hagworthingham] qui apellauit Willelmum nigrum et multos alios de pace Regis non est prosecutus Capiatur et appellati eant quieti.

596. Rogerus de Lindesie [Lindsey] fugit pro morte Ricardi f. Alani . et per apellum ipsius Alani . utlagatus fuit et fuit in franco plegio ville de Scrilley [Scrivelsby] Roberti Marmiun . Et ideo in m'ia et interrogetur . et catalla eius sunt 6 s. unde vicecomes respondeat G [*sic*]. (*Marg.* Ad iudicium de vicecomite qui non respondit de catallis. m'ia.)

596a. Johannes Ruffus et Robertus Marescallus utlagantur per idem apellum ipsius Alani Non habuerunt catalla.

597. Wimar Joie apellat Simonem capellanum de rapo et non est prosecuta. Et ideo Simon quietus.

598. Agnes filia Matillidis apellauit (Willelmum<sup>c</sup>) Petrum hominem Willelmi de Landes de rapo et non est inuentus . Et ideo Petrus interrogetur.

599. Leticia de Ructon' [Roughton] apellauit Rogerum bercarium de rapo . Et athachiat fuit per Gaufridum de Marton' . et per francum plegium terre monialium de Steinfeld [Stainfield] in Marton' [Martin by Horncastle] . Et ideo in m'ia quia non uenit uel se essoniauit Rogerus. (*Marg.* m'ia.)

600. Joppe Brab et Willelmus qui fuit in pistrina de Kirkested [Kirkstead] fugerunt pro morte cuiusdam medici occisi in marisco de Ketstede [*rectius* Kirkestede] Et Joppe fuit in franco plegio de Tatesha! [Tattershall]. Et ideo in m'ia. Et non habuit catalla. Joppe interrogetur et Willelmus similiter.

601. Stephanus de Cunigeburc [Coningsby] captus fuit pro denariis quos cepit de nauibus transeuntibus versus nundinas sancti Botulfi [Boston]. Et athachiatus non uenit uel se essoniauit. et ideo in m'ia. et Ricardus Brun et Radulfus f. Rogeri plegii eius. (*Marg.* m'ie m'ie m'ie.)

Stephen had been stealing pennies from the ships crossing to Boston fair.

602. Safrei Cote captus fuit pro eodem et athachiatus et quia non uenit uel se essoniauit. est in m'ia. et Reginaldus Cote et Radulfus Cate [*sic*] plegii eius. (et Safrei clericus est tonsus et coronatus. Set totus comitatus testatur quod non uiderunt eum antea coronatum uel tonsum et ideo<sup>c</sup>) (*Marg.* Respectum usque in die martis quia Hoilande.)

The cancelled sentence suggests that the shire was of the opinion that Safrei had adopted the shaven crown of the priest to escape judgement.

603. Godescallus de Hornecastr' [Horncastle] athachiatus pro eodem uenit et in ratione inde positus defendit totum et hunc totus comitatus testatur. hoc esse uerum. Et ideo consideratum est quod sit in m'ia. Plegius de m'ia [*blank*]. (*Marg.* m'ia custodiat.)

604. Ad iudicium de iuratoribus qui concelauerunt combustionem domus Anketil Piaudelu et inquisitionem inde factam.

605. Prior (Hugo<sup>b</sup>) de Stikewold [Stixwold] dat domino Regi dim. m. pro habenda licencia concordandi cum abbate de Kirkested' et abbas dat domino Regi dim. m. pro eodem.

*mem. 2*

#### SOCA DE HORNECASTR' [HORNCastle]

*The clerk who began the roll writes again.*

606. Juratores dicunt quod Ricardus Ruffus appellauit Nicholaum hominem Osberti persone de uulnere sibi facto et de roberia. Et ipse fugit. et non fuit in franco plegio alicubi. Et ideo interrogetur per sectam ipsius Ricardi. et similiter sequatur v. Ricardum nepotem Stephani appellatum de ui qui fugit similiter. et non fuit in franco plegio alicubi. Neuter habuit catalla.

607. Robertus nepos Eborardi appellauit Eudonem de Askebi [West Ashby] quod ipse in pace domini Regis et nequiter in assultu premeditato uenit ad eum et ligauit eum. et robauit ei 20 s. et hoc offert etc. Et Eudo uenit et defendit totum de uerbo in uerbum etc. Et offert domino Regi 20 s. pro habenda inquisitione utrum ipse appellet eum iusta causa. an odio et attia. Recipitur oblatio. Juratores

dicunt quod ipse appellat eum odio et attia et iniuste . Consideratum est quod nullum est appellum . et ideo custodiatur Robertus . et est in m'ia . Plegii de m'ia . Henricus de Askebi . Rogerus de Askebi . (Deliberatur<sup>p</sup>). (*Marg.* 20 s. (custodiatur<sup>c</sup>).)

See Introduction, p. lvii.

608. Gilebertus de Askebi appellauit Robertum nepotem Euerardi quod ipse in pace domini Regis et nequiter super pacem ei datam in duobus wapentacis assultauit eum et uulnerauit eum in capite et alios ictus dedit ei ita quod turpiter tractatus fuit et fere mortuus . et hoc offert etc. Et Robertus totum defendit etc. et quia Gilebertus parui uigoris est . preceptum est quod Robertus custodiatur . (Post finem fecit Robertus<sup>c</sup>) (post dimissus fuit per plegios . et est in m'ia de (dim. m.<sup>c</sup>) 1 m. Plegius : Robertus de Auford.<sup>p</sup>) (*Marg.* Custodiatur<sup>c</sup>.)

See Introduction, p. liii.

609. Henricus de Hornecastr' [Horncastle] appellauit Dobbe f. Yuonis quod ipse in pace domini Regis et nequiter assultauit eum in assultu premeditato . et fecit ei uulnus in capite . et rebbauit [*sic*] ei 15 s. . (et hoc offert etc.<sup>1</sup>) Et Dobbe uenit et defendit totum etc. Post uenerunt ambo et posuerunt se in m'ia . et habent licenciam concordandi . Plegii Henrici : Walterus de inter pontes de Hornecastr' et Johannes de Timelebi [Thimbleby] . Plegii Dobbe : Ricardus Brun et Alanus prepositus. (*Marg.* m'ie.)

De aliis nil.

#### WAPENTAC DE BULINBROC [BOLINGBROKE]

610. Juratores dicunt quod Hugo de Lindes' [Lindsey] qui mortuus est : appellauit multos . Et quia mortuus est : ideo appellati eant quieti.

611. Andreas de Wotton' [Wootton] [Edlington<sup>1</sup>] [Edlington] custos placitorum corone . et alii in m'ia pro defectu attachiamenti non facti. (*Marg.* m'ie.)

612. Osbertus de Lindes' [Lindsey] appellauit Alanum de Stikenay [Stickney] quod ipse (cum ui sua<sup>1</sup>) uenit in lib. ten. suum in Stikenay quod ipse uoluit herbergare et in quo domum quandam leuauerat . et (postes<sup>1</sup>) domus illius per medium absceidit ita quod domum illam prostrauit . et eum plagauit et ei robauit 11 s. et 6 d. ita quod per querelam ipsius Osberti idem Alanus in comitatu vadiauit ei pacem domini Regis et post pacem sibi datam nenit ipse Alanus (uenit<sup>d</sup>) ad domum que (fuit<sup>1</sup>) Margerie matris ipsius Osberti quando fuit mortua in qua domo ipse Osbertus fuit cum nepte sua cuius hereditas terra predictae Margerie fuit . et domum illam super eos fregit et ipsos et suos eiecit et ipsum Osbertum uulnerauit in brachio Et omnia ista fecit ipse cum ui sua in pace domini Regis et nequiter et hoc offert etc. Et postea uenerunt Osbertus et Alanus (et posuerunt se<sup>1</sup>) in m'ia pro licencia concordandi . et sunt in m'ia . Alanus in m'ia de 6 m. per plegium Gileberti de



Beningworth' [Benniworth] et Johannis f. Radulfi . Henrici de Bilingeia [Billinghay] . Osbertus in m'ia de 20 s. per plegium eorundem.

613. Mercatum de Bolingbroc [Bolingbroke] tenetur per alium diem quam per diem consuetum . et mercatum illud est comitis Cestrie [Chester] (Habeant mercatum per licenciam die ueneris Villata de Bolingbroc in m'ia de dim. m. Et sciendum quod uilla est parua (et fere dominicum comitis.<sup>1</sup>)

614. Walterus de Hareburi [sic] uendidit uinum contra assisam et uinum fuit Walteri de Couintre. (*Marg.* m'ia.)

614a. (Ad iudicium de juratoribus qui conclauerunt combustionem (domus') Anketill' Piaudelus.)

De aliis capitulis nil.

#### WAPENTACUM DE WELL' [WELL]

615. Willelmus le Futur de Glenteworth' [Glentworth] appellauit Gilebertum hominem Willelmi Winnoc de pace Regis et non est prosecutus et ideo capiatur . Et Gilebertus (quietus<sup>e</sup>) sine die. (*Marg.* Capiatur.)

615a. Simon homo Radulfi Wascelin appellatus de eodem fugit et fuit in franco plegio Radulfi Wascelin in Upton' [Upton] et est in m'ia. (*Marg.* m'ia.)

615b. Nigellus homo Radulfi Meriet fugit pro eodem . et fuit in franco plegio Willelmi Winnoc in Upton' . et est in m'ia. (*Marg.* m'ia.)

615c. Gaufridus homo Willelmi de Grene fugit pro eodem et fuit in franco plegio Walteri de Euermou in Upton' et est in m'ia. (*Marg.* m'ia.)

615d. Gregorius homo Hugonis de Witewell' fugit pro eodem et fuit in franco plegio prioris de Ellesham [Elsham] in Upton' et est in m'ia. (*Marg.* m'ia.)

616. Gilebertus de Wifflingham [Willingham by Stow] appellat Gilebertum f. Gaufridi quod ipse in pace domini Regis et nequiter posuit ingnem in domo sua et illam combussit ita quod post ingnem appositum : ipse exiit et leuauit uthes et clamorem unde uicini eius et uillata de Wiuelingham uenerunt et per hoc quod ipse eis ostendit illum fugientem : secuti sunt eum cum clamore . et hoc offert etc. Et Gilebertus appellatus totum defendit de uerbo in uerbum etc. Et uicini et uillata de Wiuelingham quesiti : dicunt quod nunquam uiderunt ipsum fugientem nec illum eis ostendit . Et similiter juratores dicunt quod appellat eum per attiam ut credunt pocius quam per iustam causam . Et ideo consideratum est quod nullum est appellum . et est appellans in m'ia . de dim. m. Plegius de m'ia Robertus Wale. (*Marg.* m'ia.)

617. Juratores dicunt quod Johannes le talliur . Bonefacius de Lincolnia . Thomas de Arundel . Rogerus aurifaber . Robertus de Ponteise

uendiderunt uinum contra assisam apud Stow' [Stow]. (*Marg.* m'ie multe.)

618. Ad iudicium de iuratoribus qui concelauerunt appellum Anketill' Piaudelū de combustione domorum suarum.

619. Willelmus Takel in m'ia pro tumultu quam fecit.  
De aliis capitulis nil.

LUDESKE [LOUTHESK] WAPENTAC

620. Gode uxor Haconis appellauit Johannem Wiles de pace Regis et de uerberacione . et de ui : Emmam uxorem Roberti et Matillidem filiam Roberti et Alexandrum f. sacerdotis . et Rogerum de Barwod' et non est prosecuta et ideo capiatur . et appellati (quieti<sup>e</sup>) (sine die<sup>l</sup>.) (*Marg.* Capiatur.)

621. Matillis filia Magnus [*sic*] apellauit [*sic*] Edricum et Alanum Galle et Alanum Blundum et Alanum de Fulestou [Fulstow] . Ricardum f. Asce . Et Edricus non uenit uel se essoniauit . et plegii eius fuerunt Robertus Siluarters et Alanus f. Eustacii . et Hugo pater Edrici et sunt in m'ia . Et Matillus non est prosecuta et ideo capiatur . et appellati (quieti<sup>e</sup>) sine die. (*Marg.* m'ie capiatur.)

622. Thomas faber appellauit coram Hugone Bardulf et sociis suis Henricum f. Radulfi de pace domini Regis et eum uicit per duellum . et de ui illa appellat Willelmum f. Radulfi (uenit<sup>l</sup>) et Henricum Galgos et Warnerum et Andream et Hacun f. Ede et Nobbe Caipe et Gilebertum Menant et Johannem album et Walterum filium eius et Obin Chinel . Henricus Galgos fugit et fuit in franco plegio Radulfi f. Brienni in Weleton' [Welton le Wold] . et est in m'ia . Et Warner et Andreas et Nobbe non uenerunt . et fuerunt seruientes Radulfi f. Brieni . qui est in m'ia. Et Johannes (et Walterus<sup>l</sup>) non non [*sic*] uenerunt . et fuit [*sic*] in franco plegio Gaufridi f. Johannis et est in m'ia . Et quia Thomas non optulit aliquam diracionacionem [*sic*] v. Willelmum predictum appellando eum : consideratum est quod nullum est appellum . et ideo in m'ia et omnes alii appellati quieti. (*Marg.* m'ia m'ia m'ia m'ia.)

See Introduction, p. xlv.

623. Willelmus de Beiciis 1 custos placitorum corone tunc temporis non respondet de plegiis appellatorum predictorum qui non uenerunt . et ideo in m'ia. (*Marg.* m'ia.)

624. Thomas homo Roberti Camerarii appellauit Anketinum percotorem Hugonis Bardulf de uulnere sibi facto et Rogerum de Fontanis de precepto . et de ui Gilebertum seruientem et Godefridum arblestarium et Robertum f. Mascer et nullus uenit preter Gilebertum et ideo omnes in m'ia . Et Thomas quia non est prosecutus in m'ia et capiatur . et appellati (quieti<sup>e</sup>) (sine die<sup>l</sup>). (*Marg.* m'ie capiatur.)

625. Walterus f. Roberti appellauit Walterum f. Umfridi quod

ipse in pace domini Regis et nequiter assultaui eum et eum uulneraui in capite cuius uestigium ostendit . et hoc offert probare etc. Walterus f. Umfridi defendit totum de uerbo in uerbum etc. Et Willelmus de Karleton' [Carlton] (tunc seruienti<sup>1</sup>) et custodes placitorum corone et vicecomes et comitatus testantur quod ad horam et terminum ostendit plagam . (Et post uenerunt ambo et posuerunt se in m'ia . pro habenda licencia concordandi.<sup>2</sup>) (*Marg.* m'ie due.)

*The clerk began to write the first word of the case 625 close to this case and then deleted it and began a little lower down.*

626. Simon f. (Radulfi<sup>d</sup>) Hugonis appellauit Willelmum f. Willelmi de pace domini Regis et Simon non est prosecutus et ideo in m'ia et capiatur . Et Willelmus non uenit uel se essoniauit et fuit manens cum abbate de Parco Lude [Louth Park] . (Idem appellauit Ricardum fratrem Willelmi de roberia<sup>1</sup>). (*Marg.* Loquend' de abbate Lude.)

626a. Idem appellauit plures alios qui similiter fuerunt cum predicto abbate de ui : et abbas statim post malefactum : fugauit eos et quia appellans non prosequitur : appellati sine die.

Men of the abbot's household have been appealed, and the abbot immediately the deed was done chased them. But since the appellant has not prosecuted his suit those appealed go without day.

627. Anketinus messor Hugonis Bardulf appellauit Walterum f. Swani de pace Regis et non est prosecutus et ideo in m'ia et capiatur . Idem appellauit Willelmum de Totele [Tothill] de ui : qui fugit et fuit in franco plegio Willelmi de Ses in Totele et est in m'ia et nulla habuit catalla. (*Marg.* Capiatur m'ia.)

627a. Idem appellauit Willelmum Trute et Robertum de Mannebi [Manby] qui uenerunt . et ideo sine die.

628. Rogerus f. Johannis de Waldneweton' [Newton le Wold] appellauit Rumfar' f. Roberti et Aliciam uxorem Roberti et Robertum ipsum et Aliciam uxorem suam [*sic*] de morte Alicie que fuit uxor Radulfi . Et Rogerus non est prosecutus . et ideo in m'ia . Capiatur et appellati sint sub plegios et eant sine die. (*Marg.* Capiatur.)

629. Willelmus Burel appellauit Walterum Morcoc quod ipse in pace domini Regis ita uerberaui et pulsaui Margeriam uxorem suam quod ipse occidit infantem infra uentrem suam et eam preter hoc uulneraui et sanguinolentam fecit Et Willelmus de Mannebi [Manby] bedellus . testatus est quod uidit uulnus recens et sanguinem in wapentaco et seruienti treading' et placitorum corone custodes . et 12 milites dicunt quod nunquam uiderunt uulnus uel sanguinem . Et ideo consideratum est quod nullum est appellum . Quia cassatum una parte appellum : cassatur et totum . Et Willelmus Burel in m'ia . Custodiatur . Et Willelmus de Mannebi propter falsum testimonium in m'ia (Plegii Willelmi de m'ia : Ricardus de Blesebi [Bleasby] . Elias de Welleton'.<sup>1</sup>) (*Marg.* Custodiatur Will' m'ia.)

See Introduction, p. lviii.

630. Margeria f. Angeri appellauit Aliciam sororem Margerie et Basiliam filiam suam et Radulfum uirum suum quod ipsi murdruerunt Angerum patrem Margerie et testatum est quod ipse obiit antequam Basilia nata esset . et ideo nullum est appellum . (et tunc uenit Willelmus<sup>d</sup>.)

631. Gilebertus rusticus qui concelauit quosdam homines custodiatur.

632. Conanus f. (Roberti<sup>e</sup>) Elie dat 1 m. per sic quod non ponatur in iurata de Hoiland' [Holland]

*mem. 2d.*

633. Ernisius Fish de Karleton' [Carlton] appellauit Thomam de Bekering' [Beckering] de pace domini Regis et de roberia et non est prosecutus et ideo in m'ia et capiatur. (*Marg.* Cras propter Hugonem clericum m'ia.)

*Lines have been drawn to show that the note to case 633, indicating that the case is postponed to the next day, refers also to the three succeeding entries.*

634. Walterus Fish appellauit Alanum de Alneto de pace domini Regis et non est prosecutus ideo in m'ia et capiatur Idem appellauit Hugonem clericum similiter de pace Regis. (*Marg.* m'ia capiatur.)

635. (Johannes f. Roberti<sup>e</sup>) (Willelmus f. Roberti<sup>i</sup>) appellauit Audegrim de Karleton' [Carlton] quod ipse in pace domini Regis et nequiter assultauit eum et ei fecit uulnus quoddam in capite et uerberauit eum et pulsauit orbis ictibus et turpiter tractauit . et hoc offert probare etc. Et Audgrinus defendit totum ut homo maimatus . cuius maheimium testatus est per milites missos ad uidendum eum . (Post uenit Johannes et dixit quod concordati sunt . et ideo in m'ia . et omnes appellati quieti . Plegii Johannis de m'ia : Haraldus constabularius . Ricardus de Besebi<sup>p</sup>) [Beesby]. (*Marg.* m'ia.)

635a. Idem appellauit Gilebertum fratrem Audegrim et Radulfum caretarium de ui.

636. Gunnild' f. Gileberti de Wium [Wyham] (appellauit Alanum f. Gileberti<sup>i</sup>) de rapo et ipsa non est prosecuta et ideo in m'ia . Capiatur . et Gilebertus sine die. (*Marg.* m'ia capiatur.)

637. Osbertus Galle appellat apellat [*sic*] Amiam filiam Alani de pace domini Regis et Alanum Saterdag de ui : Et Osbertus non sequitur et ideo in m'ia . et capiatur . Et Amia non uenit uel se essoniauit . et plegius eius similiter . (sc.<sup>i</sup>) Hugo de Reithebi [Raitheby by Louth] f. Roberti. (*Marg.* m'ia.)

638. Radulfus ferrarius appellauit Radulfum f. (Eustacii<sup>o</sup>) (Jordani<sup>i</sup>) quod ipse in pace domini Regis et nequiter assultauit Angnetem uxorem eius et ei robauit 5 s. argenti et 3 anulos argenteos et 2 frimacula argentea

et quod ipse fecit ei in capite uulnus (et preterea fregit fenestram domus sue<sup>1</sup>) et hoc offert probare versus eum consideratione curie ut de uisu suo et auditu Et Radulfus defendit totum de uerbo in uerbum secundum considerationem curie . (et<sup>o</sup>) Consideratum est quod duellum sit inter eos . quia testatum est per iuratores quod leuauit uthes et clamorem et per eosdem et per seruientem hundredi quod ipsa ostendit paruum uulnus . Plegii Radulfi ferarii : Adam f. Umfridi . Rannulfus f. Jordani . (Robertus f. Walteri de Lue [Louth]<sup>1</sup>) Plegii Radulfi appellati . Alanus Saterdag . Simon frater Jordani presbiteri . Venerunt armati die martis post octabas apostolorum [sic] Petri et Pauli [9 July] apud Lincolniam . (Postea uenerunt et posuerunt se in m'ia . Omnes isti plegii sunt de misericordiis<sup>p</sup>). (*Marg.* m'ie.)

See Introduction, p. liii.

638a. Idem appellat de ui : Hugonem f. Johannis qui clericus est et traditur custodiendus officiali Willelmo . et alii appellati de ui : sint sine die : donec sciatur quid contigerit de appellato de facto . Et Adam f. Umfridi in m'ia pro tumultu et quia stetit in atrio contra prohibitionem. (*Marg.* m'ia.)

639. Radulfus f. Bernard' appellauit Reginaldum de Carceneia et Dobbe f. Heilewis de pace Regis et Willelmum de Helleton [sic] de consilio : Et Radulfus non uenit et ideo in m'ia et capiatur . et ceteri (quieti<sup>o</sup>) sine die. (*Marg.* m'ia capiatur.)

640. Gilebertus f. Aceri appellauit Jordanum de Loueton' de morte Martini Haldhar' qui fugit et fuit in franco plegio uille de Lue [Louth] et est in m'ia . Idem appellauit de ui : Thomam Gingoi qui similiter fugit . et fuit in eodem franco plegio . Et Englischeria non fuit presentata . Judicium . murdrum . Et Jordanus et Thomas interrogentur. (*Marg.* m'ia murdr'.)

641. Radulfus Marchemelle appellatus per Alanum f. Willelmi de roberia et mahemio attachiatus fuit per Simonem de Turgrambi [Thor-ganby] . [et<sup>s</sup>] Gaufridum de Campania (et non uenit<sup>1</sup>) et sunt in m'ia. Et Radulfus interrogetur. (*Marg.* m'ie.)

641a. Idem appellauit de ui : Radulfum Maudewere (de ui :<sup>o</sup>) Et non uenit . et positus fuit per eosdem plegios et ideo in m'ia plegii . Interrogetur similiter ille Radulfus . Et uterque interrogetur similiter per sectam Thome fabri.

642. Hugo f. Gileberti appellauit Radulfum de Grangia de pace Regis et de roberia et non est persecutus Et ideo in m'ia et capiatur . Radulfus de Grangia non uenit uel se essoniauit . et fuit de manupastu Gaufridi f. Johannis de Welleton' [Welton le Wold] et est in misericordia . (*Marg.* capiatur m'ia.)

642a. Idem appellauit de ui : Johannem Wiles et Osbertum f. Ernaldi et Hugonem f. sacerdotis et Osbertum Vicecomitem qui eant sine die.

643. Osbertus Kinel appellauit Josceum f. Rannulfi de pace Regis et alios de ui : et non est prosecutus et ideo in m'ia et capiatur . et alii (quieti<sup>c</sup>) sine die. (*Marg.* m'ia capiatur.)

644. Willelmus Burel appellauit Willelmum Trute de pace Regis et de precepto Ricardum f. Alicie sc. de uulnere quod ei fecit in capite . et hoc offert etc. Et Willelmus Trute defendit totum etc. Et totus comitatus testatur quod nullum uulnus ostendit uicecomiti uel seruientibus uel custodibus placitorum corone . nec eciam nunc apparet uestigium uulneris Et ideo nullum est appellum . set quia assuetus est talia appella facere : (custodiatur<sup>c</sup>) Willelmus . deliberatur . per plegios [*sic*] quos inuenit de m'ia . sc. Walterus de Swabi [Swaby]. (*Marg.* Cras m'ie.)

See Introduction, p. lix.

645. Reginaldus Burel appellauit Robertum f. Osberti de pace Regis Non est prosecutus et ideo capiatur. (*Marg.* Cras propter Hugonem Bardolf<sup>c</sup>.)

*A space of about half an inch was left for to-morrow's notes.*

646. Randulfus Bla de Scitebroc [Skidbrook] appellauit Alanum f. Daud de pace Regis et non est prosecutus (et ideo in m'ia . et ideo capiatur<sup>l</sup>.) (*Marg.* m'ia capiatur.)

646a. Idem appellauit Willelmum personam de ui : Et Tonnam quandam feminam . qui eant sine die.

647. Gaufridus de Welton' [Welton le Wold] appellauit Radulfum f. Brieni quod ipse armatus uenit in campum suum ubi fuit et ipsum in pace domini Regis et nequiter et in assultu premeditato assultaui et ei fecit duas plagas in capite . et hoc offert probare uersus eum consideratione curie . Et Radulfus uenit et defendit totum de uerbo in uerbum prout curia consideraerit . Dies datus est eis audiendi iudicium suum apud Westmonasterium in 1 mensem post festum sancti Michaelis [27 October] prece partium . (Et custodes placitorum corone et uicecomes testantur quod ostenderunt [*sic*] uulnera recentia . ad horam.<sup>p</sup>) (*Marg.* Westm'.)

647a. Idem appellauit de ui : Willelmum f. Radulfi et Obin Kinel et Eudonem f. Radulfi et Haconem f. Simonis et Hugonem Askeric . et Ricardum Tumauserd . Expectent sine die : quousque sciatur quid contigerit de facto.

648. Willelmus f. Radulfi appellauit Hamonem de Welton quod ipse in pace domini Regis et nequiter assultaui eum et brachium suum fregit ita quod maimatus est inde . et hoc offert probare etc. ut homo maimatus . Et Hamo defendit totum de uerbo in uerbum prout curia etc. Et quesito quo tempore hoc appellum factum fuit primo :

testatum fuit quod ad horam et terminum. (Et quia incertum est utrum ipse maimatus sit uel non : propter recentiam uulnerum ponitur in respectu usque in aduentum iusticiarum.)

See Introduction, p. liv.

648a. Idem appellauit Robertum de Verli et Gilebertum f. Hugonis et Warinum et Ernisium de ui : in respectum usque ad predictum terminum.

*The clerk left a space of about one inch after both cases 647a and 648a for the end of the suits.*

649. Margareta Kat (uxor Willelmi Burel<sup>1</sup>) appellauit Waltherum Morcoc de uerberacione sua . Et Walterus non uenit etc. et plegii eius fuerunt Ricardus f. Alicie Conestabularie . et Willelmus f. Roberti f. Mole . Et Willelmus Burel dixit quod sequeretur appellum pro uxore sua. (*Marg.* Cras capiatur Willelmus quia non uenit.)

See case 629.

650. Gefridus [*sic*] de Hotham [Holtham in Legsby] appellauit Godardum de Wicham [East or West Wykeham] et Umfridum fratrem eius (quod<sup>1</sup>) occiderunt Robertum filium suum Et hoc offert probare ut homo qui preterit etatem ut de uisu suo et auditu . si curia considerauerit quod illud dirationare debeat . Et seruiens domini Regis et duo milites : qui fecerunt uisum de uulnerato qui uixit per 4 septimanas et dimidiam postquam uulneratus fuit : testati sunt quod ipse Robertus dixit quod predicti Godardus et Umfridus ita uulnerauerunt eum . et si posset conualescere hoc dirationaret uersus eos : sinon : dixit se uelle ut eis imputaretur mors sua Et iuratores wapentaci de Wragho ubi interfectus fuit : quesiti dixerunt quod malecredunt ipsos de morte predicta . (post uenit Gausfridus et retraxit se et posuit se in m'ia . m'ia eius 1 m. plegius eius Robertus de Rasene<sup>2</sup>.) (*Marg.* Memorand' de hoc in wapentac' de Wraghog' 1 m.)

See Introduction. Holtham is an extinct village, represented on the modern map by the farm of Holtham Garrs in the parish of Legsby.

651. Johannes f. Stepi appellat Waltherum f. Willelmi f. Swein de pace Regis et ipse non uenit et ideo capiatur.

651a. Idem Johannes appellat Robertum f. Willelmi de pace domini Regis et non uenit et ideo capiatur Johannes.

651b. Ricardus f. Stepi appellat Gilebertum f. Willelmi de pace domini Regis et non uenit . Capiatur Ricardus.

*There is a marginal note, of which a capital H is alone decipherable, common to all the three last cases.*

652. Gode de Ward' appellauit (filiam<sup>3</sup>) Johannem f. Hamelini de rapo et non est prosecuta et ideo capiatur . Et appellatus sine die.

653. Gode filia Hugonis appellauit Willelmum (le Baille<sup>e</sup>) Reiskele de rapo . et non est prosecuta et est in m'ia et capiatur.

654. Willelmus de Redburn' [Redbourne] . Walterus de Leggesbi [Legsby] et Alanus Saterdag et Radulfus Craspeis et Thomas f. Johannis et Radulfus Sadiwai . et Thomas (Fegge<sup>d</sup>) f. Ricardi et Rogerus Orre et Willelmus f. Godwini . et Jordannus f. Simonis . uendiderunt uinum contra assisam in Lude [Louth] . Jordanus f. Simonis . Radulfus Chisseferding' . Herbertus f. Scaitman Willelmus Barefot custodes mensurarum uini non tenuerunt assisam . Et in m'ia.

655. Apud Karletun [Carlton] (de<sup>d</sup>) Hugonis Bardulf . Radulfus f. prioris de Markebi [Markby] et Robertus de Strubbi [Strubby] et Simon de Brumtorp [Bonthorpe in Willoughby] et W. de Helegelof [Belleau] et Rogerus mercator uendiderunt uinum contra assisam . Et sunt in m'ia.

656. Apud Ludam [Louth] arestata fuerunt catalla Danielis Flandrensis unde 2 m. et 18 petre lane commissæ fuerunt custodienda Johanni Ducti et Umfrido f. Siwardi et Johanni f. Thome . et Willelmus de Ludiford' [Ludford] habet 1 m. et Willelmus Stereman 1 m. et Thomas Fegge 10 s. Alanus Saterdag habet tres m. de quodam Flandrense . . .

De aliis capitulis nil.

*mem. 3*

VILLATA DE TORKESEIA [TORKSEY] nil.

WRAGHOG' [WRAGGOE] WAPENTACUM

657. Henricus de Houton' [Holton by Beckering] appellauit Gaufridum f. Willelmi quod ipse robbauit uxori sue 5 s. et eam uerberauit ita quod tam ipse quam ipsa leuauerunt clamorem et uenerunt tres uillate et cum eis secute sunt ipsum Gaufridum fugientem . Et ille tres uillate quesite ! dixerunt quod tunc non secute sunt eum nec unquam per ipsum Henricum et uxorem suam leuatus est clamor . Preterea Gaufridus uenit et defendit roberiam et pacem domini Regis et uerberacionem et totum de uerbo in uerbum sicut uersus ipsum qui prius appellauit patrem suum de facto . et ipsum de ui ! et nunc appellat ipsum de facto et patrem suum de ui . desicut ipse homo est ipsius Willelmi patris . (quod ipse Henricus congnoit<sup>d</sup>) Et ideo consideratum est quod nullum est appellum . Et Henricus in m'ia plegii de m'ia : Petrus de Bekering' . et Gaufridus et Willelmus quieti inde etc. (*Marg.* m'ia.)

658. Jordanus le Rat appellans et Gaufridus f. Willelmi appellatus de pace domini Regis uenerunt et posuerunt se in m'ia . plegii Jordani de m'ia. Henricus de Wraggebi [Wragby] . Willelmus f. Rogeri de Bekering' [Beckering] faber . plegii Gaufridi : Willelmus de Houton' [Holton by Beckering] pater eius . Gaufridus del Lund . Plegii Willelmi patris appellati de ui : qui est in m'ia : Berengarius de Bekering' . et Robertus de Hodham [Holtham in Legsby]. (*Marg.* m'ie.)



659. Radulfus f. Thome de Beningeworth' [Benniworth] appellans et Robertus faber de Snelleslund [Snelland] appellatus de pace domini Regis posuerunt se in m'ia . Plegii Radulfi (de m'ia<sup>1</sup>) Nigellus de Beningworth' . et Holte [*sic*] de Snelleslund' . Plegii Roberti de m'ia ' predictus Helto et Radulfus de Normanuilla . Plegius Henrici de Merle appellati de ui : Hugo de Merle. (*Marg.* m'ie.)

660. Willelmus de Houton' [Holton by Beckering] appellans et Jordanus Rat appellatus de pace domini Regis ponunt se in m'ia Plegius Willelmi Andreas de Horsham : Plegius Jordani : Matheus Vanin. (*Marg.* m'ie.)

661. Achardus f. Hugonis appellauit Radulfum Cusin quod ipse fuit in ui : cum Willelmo le pipere et Yuone fratre suo qui eum [*sic*] fecerunt i uulnus in brachio et aliud in manu unde ipse maimatus est qui cognoscentes factum cum essent in ecclesia : abiurauerunt regnum . Et quod ipse in ui fuit : cum predictis : offert probare uersus eum sicut homo maimatus etc. et quia incertum fuit utrum ipse maimatus sit uel non propter recentiam uulnerum : ponitur in respectum usque in aduentum justiciarum . et similiter alii appellati de ui : expectent usque tunc. (*Marg.* Cras In aduentu Justic'.)

Catalla predictarum qui abiurauerunt regnum : 12 s. unde vicecomes. (*Marg.* 12 s.)

See Introduction, p. xlvihi.

662. Willelmus Marescallus fugit pro morte Sigerid matris Denis unde ipse (Dinis<sup>1</sup>) eum appellat . et fuit in franco plegio de Sixle prioris de Sixle et est in misericordia . Et catalla eius fuerunt 2 uacce et 1 bouetta Post uenit prior de Sixle et cepit in manum habendi eundem Willelmum coram justiciis ad rectum . qui uenit et tunc Dionis (filius<sup>1</sup>) predictae Sigerid uenit et appellauit eum de morte matris sue et testatum fuit quod ipse habuit fratres primogeniti et quod 9 anni sunt transacti postquam ipsa obiit et quod uixit fere per unum annum postquam uulnerata fuit . et quod ipse Dionis' nunquam appellauit (eum<sup>1</sup>) eam [*sic*] antea . Et ideo consideratum est quod nullum est appellum . et Dionis' in m'ia . Plegius de m'ia Radulfus f. Dinis' pater eius. (*Marg.* De catallis Cras m'ia.)

663. Alanus molendinarius captus pro morte Rogeri pistoris et malecreditus a 12 iuratoribus ut ille qui captus fuit super mortem : defendit mortem . Et ideo defendat se per iudicium aque . Vadiauit legem . (Et fecit legem . et liberatus est . et ut possit manere in terra domini Regis sub plegiis : dat domino Regi dim. m. per plegium Willelmi f. Simonis.<sup>p</sup>)

See Introduction, p. lii.

664. Alanus f. Rogeri presbiteri de Cheueremunt [Kirmond le Mire] appellauit (Willelmum<sup>1</sup>) de Crokinton' [*sic* for Cockerington] de uulneracione et Hugonem et Odonem de Berkefeld' et Petrum de Yreford' [Irford]

et Stephanum et Radulfum filios suos et Henricum nepotem Petri de ui : Et retraxit se et est in m'ia . Plegius de m'ia : Rannulfus de Cheuremunt . Et appellati quieti.

665. Ernisins f. Willelmi de Westbarkeworth' [West Barkwith] fugit pro morte Euerardi f. Woluric' et fuit in franco plegio Willelmi Trussebut de Westbarkeworth' et ideo in m'ia . et nulla habuit catalla . et Ernisius interrogetur. (*Marg.* m'ia.)

666. Quidam garcio inuentus fuit mortuus in campis de Leggesbi [Legsby] et Englischeria non fuit presentata . Judicium murdrum. (*Marg.* Murdrum.)

De aliis capitulis nil.

#### NESSE [NESS] WAPENTAC

667. Johannes de Longes fugit pro morte Willelmi Gubaud per appellum Walteri f. Radulfi et utlagatus est.

667a. Walterus f. Radulfi appellauit Widonem Wake quod ipse in pace domini Regis et nequiter occidit Willelmum Gubaut fratrem suum et hoc offert probare prout curia consideraerit sicut ille qui non uidit hoc set per alios habet eum suspectum (Nullum est appellum . et ideo in m'ia . Et Wido quietus qui totum defendit . Plegii de m'ia : Hugo f. Alani . et Willelmus de Morton<sup>p.</sup>). (*Marg.* m'ia Will' de Morton'.)

667b. Rogerus Ruffus appellatus de ui : attachiatus fuit non uenit etc. et ideo in m'ia et plegii eius similiter . Henricus de Karlebi [Carlby] Radulfus de Wiham [*probably* Witham on the Hill] f. Osberti . Et sunt in m'ia. (*Marg.* m'ie.)

668. Gilebertus de Langetoft fugit pro morte Geruasii de Deping' [Deeping] et fuit in franco plegio de Langetoft [Langtoft] de feudo abbatis de Croiland' [Crowland] et est in m'ia . Et nulla habuit catalla. (*Marg.* m'ia.)

669. Hugo de Turlebi [Thurlby near Bourne] appellauit Haim f. Wigot et Alanum Campionem de plaga et roberia ei facta . et non est prosecutus et ideo in m'ia (et capiatur<sup>e</sup>) (et plegii de prosequendo. sc. Aluredus de Turlebi . et Willelmus f. Meriet . et tam ipse quam plegii isti in m'ia<sup>l</sup>) Idem appellauit Radulfum f. Swein . et Nicholaum filium suum et Reginaldum f. (suum<sup>e</sup>) Wigot et Radulfum f. Thedric et Radulfum f. Hawise et Hugonem f. Alani de ui . qui eant (quieti<sup>e</sup>) sine [die<sup>s</sup>] omnes. (*Marg.* m'ie . (Capiatur<sup>e</sup>).)

669a. Willelmus Francus appellauit eosdem de pace Regis et non est prosecutus et est in m'ia . Et capiatur. (*Marg.* Capiatur m'ia.)

670. Leticia de Gretford [Greatford] appellauit Robertum Grant-amur de rapo . et Rogerum clericum de ui . et non est prosecuta et ideo capiatur . Et alii (quieti<sup>e</sup>) sine die.

671. Johannes f. Widonis Marescalli appellauit Henricum de Euesham [Evesham, co. Worcester] et plures alios de roberia et non est prosecutus quia retraxit se et est in m'ia . Plegii de m'ia : Johannes de Trikingham [Threckingham] . Willelmus de Aubenni de Baston' [Baston] . Johannes f. Roberti . Willelmus prepositus de Langetoft [Langtoft]. (*Marg.* m'ia.)

672. Ascerus de Bercham [Barholme] cecidit de careta sua ita quod obiit et careta et equus [*sic*] sunt in manu vicecomitis G. dentur uxori mortui. (*Marg.* Catalla deo danda et dantur uxori mortui.)

673. Alicia uxor Gaufridi de Karlebi [Carlby] appellauit Willelmum f. Rogeri et Willelmum filium suum et Rogerum filium suum de morte Willelmi fratris sui . Et Alicia non est prosecuta et ideo in m'ia et capiatur. (*Marg.* m'ia Capiatur.)

674. Ad iudicium de uicecomite qui non (attachiauit<sup>e</sup>) incarcerationi attachiatos predictos cum sint appellati de morte hominis et similiter de breui quod debet ostendere.

675. Radulfus Dace de Deping' uendidit apud Deping' [Deeping] uinum contra assisam et est in m'ia.

676. Mercatum de Stanford quod solet esse per diem dominicam tenetur per diem lune . et remaneat per diem lune.

De aliis capitulis nil.

#### BOBI [BOOTHBY] WAPENTAC

677. Matillis filia Willelmi appellauit Walterum f. Matillidis de rapo et non est prosecuta Et ideo in m'ia et capiatur. (*Marg.* m'ia.)

677a. Walterus f. Achard' fugit per appellum Rogeri forestarii de roberia et fuit in franco plegio uille de Welleburne [Welbourn] ducis de Luuein et est in m'ia . Nulla habuit catalla. (*Marg.* m'ia.)

678. Raginalda uxor Radulfi Ruffi appellauit Haldan' Gotte de morte Radulfi uiri sui per uulnus quod ei dedit et non est prosecuta . Et ideo Haldanus sit sub plegios . Et capiatur Ragenilda [*sic*].

679. Robertus le Karl appellauit Alanum f. Matillidis quod ipse (in<sup>4</sup>) pace domini Regis (appellauit<sup>e</sup>) occidit filium suum et hoc offert probare uersus eum sicut curia consideraueit sicut homo qui etatem preteriit et qui illud nec uidit nec audiuit . Et Alanus defendit totum de uerbo in uerbum . Iudicium . Nullum est appellum . et est in m'ia et Alanus quietus et alii similiter appellati de ui . Idem appellauit de ui : Tedbertum filium Wulmeri.

680. Robertus de Scarthou [Scartho] appellauit Hugonem de Diua quod ipse in pace domini Regis ei robauit 3 m. et dim. (*Marg.* Expectetur quousque wap' de Bradel' [Bradley].)

Scartho is in Bradley Wapentake. Robert has come at the wrong time.

681. Gaufridus f. Rogeri fugit pro morte Willelmi de Hermedeston' [Harmston] et fuit in franco plegio Bodini de Ramescot' et est in m'ia . Et catalla eius fuerunt 6 d. unde vicecomes G. Et interrogetur. (*Marg.* m'ia Catalla.)

682. Petrus (capellanus<sup>c</sup>) Pollard' appellauit Simonem de Wadinton' [Waddington] de pace Regis et alios de ui' et Petrus uenit et dixit quod non appellauit eos . nisi de pace vicecomitis . Et iuratores et custodes placitorum corone testantur quod appellum . fecit de pace Regis . Et ideo Petrus in m'ia . Plegius de m'ia : Adam de Niweton'. (*Marg.* m'ia.)

De aliis capitulis nichil.

#### SOCA DE KIRKETON' [KIRTON IN LINDSEY]

683. Juratores dicunt quod Matillis filia Laurencii appellauit Matillidem uxorem Jacobi de combustione domus Rannulfi f. Laurencii et non est prosecuta . Et ideo in m'ia . et capiatur.

684. (Willelmus Burdun in m'ia pro tumultu<sup>c</sup>.) (*Marg.* Per H. f. Petri.)

685. Ricardus molendinarius appellauit Alanum f. Hugonis de plaga ei facta . et non est prosecutus . et ideo in m'ia et capiatur . et Alanus sine die. (*Marg.* Expectetur wapentac' . . . .)

686. Thomas de Berwic appellauit Gaufridum de Hephham [Heap-ham] de plaga et roberia . et non est prosecutus . Et ideo in m'ia . et capiatur . Et Gaufridus et alii appellati de ui' : sine die.

687. Robertus clericus comitis Bolonie [Boulogne] uendidit uinum contra assisam in Kirketon' [Kirton in Lindsey]. (*Marg.* m'ia.)

688. Willelmus de Glenteworth' [Glentworth] appellauit Simonem seruientem Radulfi Wascelini de Upton' [Upton] de pace Regis et roberia.

*An entry has been deleted between this case and the next.*

689. Vicecomes respondeat de 1 m. quam recepit de abbate de Reuesbi [Revesby].

Ascerus cecidit de catallis *is written at the bottom of the roll.*

*mem. 3d.*

#### WAPENTACUM DE MANLEI [MANLEY].

690. Hawisa filia Turstani (uxor Roberti Franctenant<sup>1</sup>) appellauit

Walterum de Croxebi [Croxby] et Willelmum molendinarium de morte patris sui et de propria plaga sua . et ipsa habet uirum . sc. Robertus Franctenant qui nil uult inde dicere . Et ideo consideratum est quod nullum est appellum . eo quod femina non habet appellum uersus aliquem nisi de morte uiri sui . uel de rapo . Et Robertus pro uxore sua in m'ia. (de dim . m.<sup>1</sup>) . Et appellati quieti . Plegius Roberti : de m'ia : Ricardus decanus de Marham [Marnham, co. Nottingham] . et habet laicum feodum . (*Marg.* m'ia dim. m.)

See Introduction, p. lv.

691. Petrus f. Dauid appellauit Rogerum de Sancto Martino juniorem de morte Gaufridi fratris sui . et non est prosecutus et ideo capiatur . Et Rogerus sine die. (*Marg.* m'ia.)

691a. Margareta soror Galfridi appellauit Rogerum de Sancto Martino seniore et Petrum filium suum de ui et consilio . et non est prosecuta . Et ideo capiatur . et alii sine die.

692. Ad iudicium de vicecomite qui fecit loquelam illam uenire ad Londiniam : sine breui. (*Marg.* jud'.)

693. Muriel uxor Godardi Kising appellauit Henricum Pincin de morte uiri sui et non est prosecuta . Et Henricus fugit et fuit manens in soca de Hornecastr' [Hornecastle] extra francum plegium et est in m'ia. (*Marg.* m'ia.)

693a. Eadem appellauit Normannum Pincin de eodem . et Rogerum Pincin de eodem . et Robertum Frankelanum et Ceciliam de Hiboldestow' [Hibaldstow] de ui . Et ipsi non sunt malecrediti de hoc facto nec de alio malefacto . Et preterea Willelmus Quiterat appellatus prius de facto : purgauit se per iudicium aque . Et ideo isti appellati eant sine die.

694. Lecelina filia Gaufridi appellauit Willelmum f. Wibald' quod ipse in pace domini Regis et nequiter cepit eam in bosco Nicholai de Botlesford [Bottesford] et eam ligauit et post con(cu<sup>1</sup>)buit cum ea et rapuit ei uirginitatem suam et hoc offert etc. Et ipse totum defendit etc. Concordati sunt.

695. Juratores dicunt quod Ricardus Brun appellauit Stephanum de Keincto de plaga et de ui : Reginaldum Russell' Et Ricardus non est prosecutus et ideo in m'ia et capiatur. (*Marg.* m'ia.)

696. Thomas f. Meinard' appellauit Petrum clericum et Radulfum de Teteneia [Tetney] de roberia . Et Thomas non est prosecutus . et ideo in m'ia . et capiatur . Et Petrus et Radulfus non uenerunt uel se essoniauerunt etc. et ideo in m'ia et plegii eius similiter Plegii Petri : Eudo de Auford' [Alford] et Walterus de Auford' . plegius Radulfi : Robertus de Catebi [Cadeby]. (*Marg.* m'ie.)

697. Willelmus Helle appellauit Robertum Walerauen de uulneracione capitis sui . et Wigot filium Hamonis . et Robertum de Blukeuilla qui obiit . Et Willelmus non est prosecutus et ideo in m'ia et capiatur . et ceteri sine die. (*Marg.* m'ia et capiatur.)

698. Radulfus Tessum qui appellauit Umfridum prepositum de uulneracione et alios de ui ! uenit et retraxit se . et (alii<sup>c</sup>) (est in m'ia<sup>l</sup>) et ceteri quieti. (*Marg.* quietus est per finem quam decanus fecit m'ia.)

699. Herueus de Gunnesse [Gunness] qui appellauit Nicholaum de Bosco de uulneracione non est prosecutus et ideo in m'ia et capiatur Idem appellauit Radulfum nepotem sacerdotis qui non uenit et ideo in m'ia et plegius eius similiter . sc. Nicholaus de Bosco . (finem fecit per dim. m. plegius de misericordia ! Ricardus decanus de Marham<sup>l</sup>) [Marnham, co. Nottingham]. (*Marg.* m'ie dim. m.)

700. In campis de Gamelestorp [Gainsthorpe] inuentus fuit quidam homo mortuus . Et nullus inde malecreditur . et Englischeria non fuit presentata . Judicium . Murdrum . Robertus homo cuiusdam fratris (hospitalis<sup>l</sup>) qui fugit pro morte domini sui interrogetur. (*Marg.* Murdrum murdrum.)

701. Ad iudicium de Hugone de Ingham [Ingham] seruiente domini Regis qui non attachiauit inuentorem cuiusdam parui submersi in marisco de Flitting set dixit quod mansit in alia balliwicka et non in balliwicka sua . Et hoc non ostendit vicecomiti nec coronatoribus qui potestatem habent per totum comitatum facere attachiamenta. (*Marg.* Jud'. murdrum.)

See Introduction, p. xlv.

702. Adam berkarius de Twigemor' [Twigmoor] fugit pro morte Walteri Pele . et nescitur in cuius franco plegio fuit set catalla eius fuerunt 3 oues precii 3 s. unde vicecomes G. Et interrogetur Adam. (*Marg.* De catall'.)

703. Willelmus berkarius fugit pro morte Simonis f. Petri et fuit in franco plegio Simonis de Messingham in Messingham [Messingham] et est in m'ia . Et Willelmus interrogetur . et catalla eius fuerunt 6 s. unde uicecomes G. Et Willelmus utlagatus. (*Marg.* De catall' m'ia.)

704. Rannulfus de Tuuetorp [Towthorpe] in m'ia quia uendidit predicta catalla pro minore precio quod ei oblatum fuit.

705. Radulfus f. Simonis appellauit Willelmum f. Otonis de morte Simonis coci Et Willelmus fugit . et fuit de manupastu Othonis de Barkeston' [Barkston] qui non habuit eum recto et ideo in m'ia . Et Radulfus non est prosecutus et ideo capiatur . et nulla habuit catalla (et Willelmus f. Othonis sine die<sup>c</sup>) . (et Willelmus interrogetur<sup>l</sup>). (*Marg.* m'ia capiatur.)

705a. Lefwinus f. Siric appellauit eundem Willelmum de eodem et non est prosecutus et ideo in m'ia . Capiatur. (*Marg.* Capiatur.)

706. Isabella filia Simonis appellauit Willelmum f. Othonis de rapo . et non uenit . Et ideo plegii eius (similiter<sup>e</sup>) (sunt in m'ia<sup>1</sup>) . Radulfus niger . et Willelmus francus. (*Marg.* m'ie.)

707. Mercatum de Burton' [Burton upon Stather] remouetur a die dominica usque ad diem martis Medietas mercati est comitis Bolonie [Boulogne] . et quarta pars (abbatis de Rupe [Roche, co. York]<sup>e</sup>) (Roberti Wascelini<sup>1</sup>) et quarta pars Ricardi de Cestr' [Chester] . Et finem fecit Ricardus per 1 m. Plegius Ricardus decanus de Marham [Marnham, co. Nottingham].

#### WAPENTACUM DE HASELACHOG' [ASLACOE]

708. Ad iudicium de Ricardo de Hagethorn [Hackthorn] qui fuit seruicus domini Regis qui congnouit quod ipse non fecit conuenire wapentacum super corpus cuiusdam mortui . Et Englischeria non fuit presentata et ideo murdrum. (*Marg.* murdrum.)

709. Lecia filia Sunniue appellauit Herbertum seruientem Roberti de Thateshal' [Tattershall] de rapo . et non est prosecuta Ideo capiatur . et Herbertus sine die. (*Marg.* Capiatur.)

710. Edusa uxor (Roberti<sup>e</sup>) (Herberti<sup>1</sup>) de Crosholm [Crossholme] appellauit Ricardum de Haketoron [Hackthorne] et Ailricum hominem suum de mahemio uiri sui Et Ailricus non uenit et fuit de manupastu predicti Ricardi qui non habuit eum recto Et ideo in m'ia . Et Herbertus uir Eduse in m'ia quia ipsa non est prosecuta . Et alii appellati de ui : sine die. (*Marg.* m'ia m'ia.)

711. Alardus de Elmeswell' [Hemswell] appellauit Bartholomeum de Elmeswell' de morte Osberti fratris sui et Alexandrum fratrem Bartholomei et Lambertum filium Woluiue et Ricardum fratrem eius de ui et Walterum clericum de receptatione eorum Et Alardus non uenit uel se essoniauit . Et ideo in m'ia . et appellati sine die. (*Marg.* Usque cras per plegios quorum nomina vicecomes habet . Sustineatur adhuc.)

The case is to wait till the next day for the names of Alard's pledges who will have to be amerced.

712. Goda filia Willelmi appellauit Eliam f. Henrici de rapo . et de roberia . et Alanum f. Henrici de ui . Et ipsa non est prosecuta Et ideo capiatur . et Elias sine die. (*Marg.* Capiatur.)

713. Hawisa filia Toli appellauit Alanum f. (Henrici<sup>e</sup>) Gerbodi de rapo . et Alanum filium Henrici de ui : et non est prosecuta Et ideo capiatur. Et appellati sine die . (Preceptum fuit quod Alanus f. Henrici custodiretur quia assuetus fuit appellari. et finem fecit per dim. m. per plegium Ricardi f. Swein de Cabringham<sup>9</sup>) [Cammeringham]. (*Marg.* Capiatur dim. m. Murdrum.)

## WAPENTACUM DE CORINGHAM [CORRINGHAM]

714. Fretheseut de Graingham [Grayingham] appellauit Robertum fabrum de plaga domino suo facta et non est prosecuta. Et ideo capiatur. et est in m'ia. Et Robertus quietus.

715. Picot de Wiun [Wyham] appellauit Robertum f. Angnetis quod ipse in pace domini Regis assultauit Willelmum fratrem suum et eum uulnerauit uulnere quo obiit et hoc offert probare uersus eum sicut curia considerauerit ut de uisu et auditu suo. Postea uenit Picot : et retraxit se et posuit se in m'ia. Plegii de m'ia : Robertus f. Murielis. Willelmus f. Forn. Alanus f. Bern. (*Marg. Cras m'ia.*)

716. Willelmus de Sirkeswad [Susworth] appellauit Robertum Mide quod eum in pace Regis assultauit et ei fecit plagas in capite. Et retraxit se. et posuit se in m'ia. Plegii de m'ia : Alanus f. Steinwar. Baldeuinus Perche. Turkil f. Willelmi. (*Marg. Cras m'ia.*)

*The clerk left a space of about an inch after this case.*

717. Radulfus de Sirkewad appellauit Gaufridum f. Arnū [sic] quod eum in pace Regis assultauit et plagas fecit in capite et retraxit se et posuit se in m'ia. Plegii de m'ia : Robertus f. Walteri. Bald' f. Roberti de Minsterton' [Misterton, co. Nottingham] Rogerus de Colum. (*Marg. Cras m'ia.*)

718. Petrus de Sirkewad appellauit Radulfus Cut quod in pace Regis assultauit eum et ei fecit duas plagas cum uno cultello et aliam quolam baculo. Retraxit se et posuit se in m'ia. Plegii de m'ia. Ricardus de Glaham [Glentham]. Alanus f. Gode. Alanus f. Murielis. (*Marg. Cras m'ia.*)

The form Glaham for Glentham may be compared with the frequently found form Graham for Grantham.

719. Robertus de Sirkeswad appellauit Thedbertum f. Willelmi quod in pace Regis assultauit eum et eum uulnerauit. Et retraxit se. et posuit se in m'ia. Plegii de m'ia. Rogerus f. Gode. Willelmus de Tofto [Toft by Newton]. Gaufridus f. Arnwi. (*Marg. m'ia.*)

720. Biatricia filia Toc appellauit Ricardum de Marton' [Marton] de rapo. et non est prosecuta. Et ideo capiatur. Et Ricardus sine die. (*Marg. Capiatur.*)

721. Hawisa filia Gaufridi appellauit Petrum David de roberia et non est prosecuta. Nil est.

722. Willelmus (Malebisse<sup>d</sup>) (de Geinesburc<sup>d</sup>) fugit pro morte Walteri Fulingaud et post captum fuit proinde. et liberatus gaole Lincolnie et . . . . . Et ideo non est exigendum in quo franco plegio fuit. Set catalla eius fuerunt 32 s. unde vicecomes G. (*Marg. De catall'.*)

The illegible words are probably *suspensus fuit*.



## LAURIS [LAWRESS] WAPENTACUM

723. Andreas Camerarius appellans et Thomas Camerarius appellatus de pace Regis ponunt se in m'ia pro licencia concordandi Plegii Andree de m'ia : Martinus de Scamton' [Scampton] et Amfridus de Scamton' . Plegius Thome : Ricardus nepos Roberti de Toft.

724. Ricardus f. Sirith appellauit Daudid hominem persone de Frestorp [Friesthorpe] de pace Regis et non fuit in franco plegio (nec fuit inuentus!) Et interrogetur et Ricardus sequatur uersus appellatos de ui : in aduentum Justiciarum post eius utlagationem.

Richard is to continue his appeal against the accessories when the justices come again after the outlawry of the principal.

725. Willelmus Wace fugit pro morte Thome Makerel et fuit in franco plegio Thome Makerel junioris in Norkarleton' [North Carlton] et est in m'ia . Et interrogetur Willelmus. (*Marg.* m'ia.)

726. Ketel de Dunham [Dunham] fugit pro morte Nicholai f. Ade ita quod per appellum Thoraldi utlagatus est et fuit in franco plegio Juel' de aula in Dunham et est in m'ia . Et Ricardus Swift appellatus per eundem Thoroldum qui non sequitur : non malecreditur de alio malefacto tantum quod Herbertus in cuius domo occisus fuit : dixit quod (ipse!) Ricardus inter fuit ubi occisus fuit Nicholaus . Et ideo Ricardus sine die . Englischeria non fuit presentata etc. Judicium . Murdrum. (*Marg.* m'ia . murdrum murdrum murdrum murdrum murdrum.)

727. Matillis filia Gunnild' appellauit de rapo et roberia Ricardum f. fabri . Et non est prosecuta . Nil.

De aliis capitulis nil.

728. Vicecomes debet adhuc respondere de catallis duorum hominum qui fuerunt in ecclesiam et abiurauerunt regnum.

*This entry is a note at the bottom of the membrane.*

*mem. 4*

## WAPENTACUM DE TREHOW' [TREHOES]

729. Alexander Wisman de Wellebi [Welby] appellauit Michaellem de Asebi [Aisby] quod ipse in assultu premedita [*sic*] et in pace domini Regis et nequiter assultauit eum et eum uulnerauit in capite ita quod maimatus est uulnere illo et hoc offert probare uersus eum sicut curia considerauerit ut homo maimatus . Et Michaelis uenit et defendit totum de uerbo in uerbum ut homo maimatus pede . Et Alexander ostendit ossa extracta de capite . Post uenerunt omnes ex utraque parte et posuerunt se in m'ia . Plegius Alexandri : de m'ia : Willelmus f. Reginaldi de Neweton' . plegii Michaelis : de m'ia : Osbertus de Diua . Walterus de Ruddestein [Rudstone, co. York] . Gaufridus de Asebi. (*Marg.* m'ie multe.)

729a. Idem Alexander appellauit Robertum f. Reginaldi quod ipse in pace domini Regis et nequiter et in assultu premeditato assultauit eum et eum vulnerauit in capite sc. in predicto uulnere unde ipse maimatus est Quia tam Michaelis quam Robertus illud uulnus ei fecerunt . et hoc offert probare uersus eum sicut curia considerauerit ut homo maimatus Plegii Roberti de m'ia : Walterus de Hedore [Haydor] . Michaelis de Asebi. (*Marg. m'ie multe.*)

729b. Idem appellauit Willelmum Trig quod ipse in pace domini Regis et nequiter assultauit eum et ei fecit plagam quandam in capite et fuit in ui cum predictis Michaelis et Roberto ubi ipsi maimauerunt eum per predictum uulnus Plegii Willelmi de m'ia : (Michaelis de Asebi<sup>o</sup>) Radulfus de Asebi Chaupain [*sic*] . Nicholaus f. Aki . Gaufridus de Asebi. (*Marg. m'ie multe.*)

729c. Idem appellauit Walterum f. Rogeri de ui qui non uenit . et plegius eius fuit Rogerus f. Ouk' pater eius et Radulfus frater eius . (et est in m'ia et plegii eius<sup>l</sup>) et Thomam f. Reginaldi qui non uenit . et plegius eius fuit Walterus frater eius . et est in m'ia. Appellauit etiam de ui : Robertum berkarium et non uenit . Et Johannes de Hascebi [Haceby] tunc custos placitorum corone non respondit de placito : et ideo in m'ia . et (Robertus interrogetur<sup>o</sup>) . (Et (isti<sup>l</sup>) appellati de ui : quieti recedant<sup>p</sup>) (*Marg. m'ia m'ia m'ia Johannis de Hascebi.*)

*A space of almost two inches was left by the clerk after this case.*

730. Willelmus Trig appellauit Robertum de Wellebi [Welby] quod ipse in pace domini Regis et in roberia abstulit ei 39 s. et 10 d. et 1 obolum et 1 aureum anulum de catallis domini sui et hoc offert etc . Et Robertus defendit totum etc . Consideratum est quod nullum est appellum eo quod in appello suo non facit mencionem de proprio catallo (suo<sup>l</sup>) sibi roberato set tantum de alieno . Et ideo in m'ia Willelmus. (*Marg. m'ia.*)

See Introduction, p. lviii.

731. Willelmus de Lega appellat Robertum de Cauz (et Hugonem fratrem Gerardi et Rannulfum de Tustorp<sup>l</sup>) quod ipsi in pace domini Regis et nequiter uenerunt in domum domini sui Radulfi de Wateruilla in qua ipse fuit . et dominum (suum assultauit et<sup>l</sup>) cum vi armata eiecerunt et in roberia ceperunt de catallis domini sui 1 panum kalum . et 4 lintheamina et 2 keinsas et 3 roketas (et 1 frimaculum aureum<sup>l</sup>) et de propriis catallis (suis<sup>l</sup>) 1 plumbum et 1 tripodem . et 1 summam auene et 1 frimaculum aureum quod fuit uxoris sue quod erat in scrinio uxoris domini sui et de aliis catallis suis ita quod in toto ad ualenciam 5 s. et 4 d. ita quod quamcicius potuit dominus suus et ipse exire : iuerunt ad vicecomitem et ei ostenderunt uim sibi factam Et ipse misit seruientem domini Regis cum militibus de visneto ad amouendam uim illam ita quod illi qui missi erant per vicecomitem : predictam uim inuenerunt in domo predicto et eos amouerunt . Et quod predictus Robertus cum ui sua predicto modo predictum assultum et roberiam fecerunt : uterque offert dirationare uersus eos consideracione curie . sc. ipse Willelmus

et Radulfus dominus suus . Et testatum est per vicecomitem quod ipse misit seruientem domini Regis et alios per querelam ipsorum Willelmi et Radulfi ad domum ipsius Radulfi qui partem predictorum nominatorum : ibi inuenerunt cum aliis quos non nouerunt . Set non inuenerunt ibi predictum Robertum nec Rannulfum . Et predicti Hugo et Robertus et Rannulfus ueniunt et defendunt totum de uerbo in uerbum etc . Et Radulfus et Willelmus quesiti si uterque uellet sequi appellum suum : an alter tantum : dicunt quod uterque illorum uult sequi uersus quemlibet predictorum trium de suo catallo . Et quia testatum est per vicecomitem et per custodes placitorum corone quod Willelmus primo fecit appellum : consideratum est quod primo faciat dirationacionem [*sic*] . Et post uenerunt Willelmus et Radulfus et retraxerunt se et posuerunt se in m'ia . Et ideo custodianthur . et appellati quieti . Plegii Willelmi de m'ia : Willelmus de Niweton' . Willelmus f. Ade . Robertus f. Sibille . Heruicus prepositus . Plegii Radulfi : Nicholaus de Lundertorp [Londonthorpe] . Osbertus Coffin Walterus de Lunderthorp . Paulinus de Gunwardesbi [Gonerby]. (*Marg.* Cras (Custodianthur<sup>e</sup>) m'ie.)

See Introduction, p. lviii.

732. Hugo f. Elwine qui appellauit Aliciam filiam Ricardi de occuli sui euulsione : uenit et retraxit se et posuit se in m'ia . Plegii : Willelmus f. Joril . et Robertus filius Colgrim de Huntinton' [Honington]. (*Marg.* m'ia.)

The clerk originally wrote *Jorun*, crossed out the last three minims and inserted an *l*. The correct form of the name is proved by its reappearance in the schedule of amercements where the present man occurs as William *filius Jorild*.

733. Hugo de Diua fugit pro morte Ricardi bastardi et fuit in franco plegio Osberti de Diue in Asebi [Aseby] et est in m'ia . Et Englischeria non fuit presentata . et ideo murdrum . Nulla habuit catalla. (*Marg.* m'ia murdrum.)

There is one minim too many in *Diua* in line 1.

#### WAPENTACUM DE WINIEUEBRIG' [WINNIBRIGGS]

734. Robertus Walensis fugit pro pro [*sic*] uulneracione Radulfi de Hottot [Huttoft] qui eum appellauit . et non fuit in franco plegio . Nec catalla habuit : et ideo (attachietur<sup>e</sup>) interrogetur.

734a. Idem Radulfus appellauit de ui : Radulfum Colbain de Seggebroc [Sedgebrook] et Paulinum et Herbertum . et Ricardum fratres Radulfi Colbain et Robertum Litleman . et Moysen de Neubot . et Gilebertum fratrem suum . et Alexandrum de Neubot et Hugonem f. Gunnive et Johannem f. Ede et Robertum Wintric . Et Radulfus de Hottot non est prosecutus et ideo capiatur et est in m'ia . Et appellati sine die. (*Marg.* Capiatur.)

735. Bernardus f. Nigelli appellauit Robertum Walensem et Alanum pistorem de morte Roberti fratris sui . et per sectam suam utlagati sunt.

735a. Idem appellauit Hererbertum [*sic*] generum Radulfi Brudhug' (Prudhum<sup>1</sup>) de eodem . Et Herbertus non uenit etc . et plegii eius fuerunt . Rogerus Ruffus de Seggebroc [Sedgebrook] . et Rogerus faber . Godwinus f. Eluiue . Reginaldus f. Ricardi . Rogerus f. Lefwini . et totum francum plegium ducis de Luncine [Louvaine] in Segenho [Sedgebrook] et sunt in m'ia . Et Bernardus non est prosecutus . et plegii eius de prosequendo sunt Rogerus Banaster et Elias f. Hugonis de Botlesford' [Bottesford, co. Leicester] et sunt in m'ia . Et alii quieti eant de appello. (*Marg.* m'ie Manent in Leic'.)

736. Goda et Adelina filia eius appellauerunt Gilebertum (filium<sup>1</sup>) Mathei et Reginaldum fratrem suum . et Gilebertum f. Fulconis de roberia . Et ipse non sunt prosecute et ideo in m'ia et capiuntur.

737. In Hocton' [Houghton in Grantham] campis inuentus fuit quidam homo occisus . et nescitur quis fuit uel quis eum occiderit . Iudicium . murdrum. (*Marg.* Murdrum item murdrum.)

738. Osbertus de Halington' [Allington] occisus fuit in redditu suo de Seggebroc [Sedgebrook] et Robertus nepos Petri dicitur fuisse cum Simon Cresping qui eum occidit ut juratores credunt . Et Robertus non malecreditur . set Simon qui est clericus . et traditur officiali iuri perituris [*sic*] . Et Geua uxor occisi que eundem appellauit Simonem : non est prosecuta. (*Marg.* Murdrum.)

739. In campis de Wolestorp [Woolsthorpe] occisus fuit inuentus Gerardus de Rednilde [Redmile, co. Leicester]. Et Johannes le Gris fuit [*sic for fugit*] pro morte eius et fuit (manens<sup>e</sup>) in franco plegio de Wolestorp Willelmi de Aubenni . et est in m'ia . Et Johannes nulla habuit catalla . Et interrogetur . Et pro eadem morte fugit Willelmus de Neubot (et fuit in franco plegio<sup>1</sup>) Gerardi de Fanewecurt in Wolestorp et est in m'ia . Et Willelmus interrogetur. (*Marg.* m'ia murdrum murdrum m'ia item murdrum.)

740. Rogerus Crassus de Graham [Grantham] et Caperun uendiderunt uinum contra assisam apud Graham.

De aliis capitulis nil.

#### WAPENTACUM DE BELTTESLAW' [BELTESLOE]

741. Radulfus f. Osberti appellans . et Walterus Torpel appellatus de pace domini Regis ponunt se in m'ia pro licencia concordandi . Plegii Radulfi de m'ia : Robertus de Lund . Radulfus Bonseruise . Plegii Walteri : Willelmus de sancto Laudo . Brienus de Lund. (*Marg.* m'ie due.)

742. Johannes de Barton' fugit pro morte Amfridi mercatoris . et non fuit in franco plegio . Set fuit de manupastu Philippi de Diua qui non habuit eum recto et ideo in m'ia. (*Marg.* m'ia.)

743. Radulfus Non : occisus fuit in Scotlattform [Scottlethorpe] : et nescitur quis eum occiderit . et Englischeria non fuit presentata et ideo murdrum . (*Marg.* murdrum item murdrum.)

744. Robertus f. Haldein appellans et Willelmus le fol apellatus de pace domini Regis posuerunt se in m'ia pro habenda licencia concordandi . Plegii Roberti de m'ia : Willelmus de Cleipol [Claypole] Ricardus nepos Willelmi . Plegii Willelmi : Robertus Basewin . (Rannulfus de Villi de Biham<sup>1</sup>) [Bytham]. (*Marg.* m'ie due.)

745. Rogerus seruiens Galfridi de Glenthām fugit pro morte Alani berkarii et fuit in franco plegio Gaufridi de (Glenthām<sup>2</sup>) (Saucusmara in Lobintorp<sup>1</sup>) [Lobthorpe] et est in m'ia . Et nulla habuit catalla . Et Englischeria non fuit presentata . (*Marg.* Murdrum.)

746. Robertus de Lund qui appellauit Robertum de Mindeuilla [*rectius* Mundeuilla] de roberia uenit et retraxit se . et est in m'ia . Plegii . de misericordia . (Willelmus f. Alani de Scodlattform . Alanus f. Godwini de Lund .<sup>1</sup>) (*Marg.* m'ia.)

746a. Idem appellauit de ui : Gilebertum f. Roberti qui non uenit (et est in m'ia<sup>1</sup>) et plegii eius fuerunt Robertus de Amundeuilla (cum franco plegio ipsius Roberti in Scodlattform<sup>1</sup>) . Hugo prepositus de Scodlattform et sunt in m'ia . Et Willelmus f. Widonis appellatus de eodem : non uenit . et fuit per eodem plegios . et alii appellati de eodem : sine die . (*Marg.* Murdrum Item murdrum Item murdrum.)

747. Merewen uxor Willelmi f. Wolwini appellauit Robertum f. Radulfi de Creton' [Creeton] de uulnere uiri sui et non est prosecuta : Et ideo Willelmus uir eius in m'ia . Et Robertus et alii appellati (in m'ia<sup>2</sup>) eant sine die. (*Marg.* m'ia.)

748. Apud Swauefeld' [Swayfield] Radulfus f. Edwardi captus fuit pro morte Johannis f. Rogeri et fracta gaola postea euasit et fugit in ecclesiam et abiurauit regnum . Ad iudicium de euasione. (*Marg.* Ad jud'.)

749. Mercatum de Edenham solet esse per diem dominicam . et nunc tenetur per diem lune . et Nicholaus de Stuteuilla est dominus illius uille . et sit mercatum per diem lune.

De aliis nil.

750. Loquendum in comitatu *Leicestrie* de Radulfo de Hottot et fratribus suis qui malecreduntur de furtis et malefactis aliis.

751. Vicecomes respondeat de 2 s. et 1 caruca et 1 equo unde Willelmus f. Glade cecidit ita quod obiit Et loquendum de Johanne de Hascabi [Haceby] (seruiens<sup>2</sup>) (tunc custos placitorum corone<sup>1</sup>) in m'ia . quia non respondit de placito Rannulfi de Tuuetorp [Towthorpe] qui dixit se recepissee catalla illa et postea dixit se nescire cuius fuerunt.

752. Robertus Basewin (in<sup>1</sup>) m'ia pro tumultu.

753. Willelmus f. Roberti non quesitus dixit quod quidam homo probus homo fuit et ideo in m'ia.

*mem. 4d.*

AVELUND WAPENTACUM [AVELAND]

754. Robertus Hillhad fugit pro morte Willelmi de Kauz et ipse fugit . et fuit in franco plegio Baldwini Wac in Hermetorp [Hanthorpe] et est in m'ia. (*Marg.* m'ia.)

754a. Willelmus Parent rettatus de eodem : non malecreditur et ideo sit sub plegios.

755. Walterus Luuet appellans . et Walterus de Birketorp [Bir-thorpe] appellatus de pace domini Regis ut pote de uulnere in capite Walteri nenerunt et ponunt se in m'ia . Plegii Walteri Luuet . Willelmus de Osbernebi [Osbourneby] et Willelmus Luuet . Plegius Walteri appellati : Reinerus de Usebi [Ousby] . et plures alii appellati de ui eant quieti. (*Marg.* m'ie.)

756. Adam f. Baldeuini et Henricus Wikepak' fugerunt pro morte Radulfi molendinarii et fuerunt in franco plegio de Neweton' [Newton] Alani canonici et est in m'ia. Et nulla habuerunt catalla . et Englischeria non fuit presentata . Judicium (murdrum<sup>1</sup>) Et Ricardus Burnel seruens hundredi qui nullam fecit inquisitionem de morte predicta : est in m'ia : (*Marg.* m'ia murdrum m'ia.)

757. Adam Strikeloc fugit pro morte Radulfi de fonte et fuit in franco plegio Radulfi de Hanuilla in Haukonebi [Haconby] et est in m'ia . Et nulla habuit catalla . Et interrogetur : et Englischeria non etc. murdrum. (*Marg.* m'ia murdrum.)

758. Margeria filia Radulfi appellauit Walterum de Birtorp [Bir-thorpe] de rapo et non est prosecuta et ideo capiatur.

759. Rogerus Grossus qui obiit : tenuit de domino Rege quartam partem feudi dimidii militis in Haukunebi [Haconby]. sc. 9 bouatas terre . unde ipse dedit partem Waltero de Hakunebi et partem Ade (de<sup>1</sup>) Walegot [Walcot by Folkingham] et partem Aluredo preposito . et partem Ade f. Herewardi et partem abbati de Brunn' [Bourne] . et partem templariis ita quod quando obiit non habuit in manu sua nisi 1 mesagium uastum quod ualet 12 d. Et preceptum est quod illud mesagium capiatur in manum Regis . et quod alii tenentes summoneantur adesse coram Justiciis apud Lincolniam ostensuri quo waranto teneant terram illam et cui fecerunt seruicium. (*Marg.* 12 d.)

*The clerk began to write the beginning of the next case close up to case 759, but deleted it and left about an inch and a half for a note about the tenants of Roger's land.*

760. Terra Simonis de Walecot' sc. 6 acre terre sunt in manu domini Regis occasione fuge ipsius Simonis qui utlagatus fuit . Et valet terra 2 s. unde preceptum est quod vicecomes respondeat. (*Marg.* 2 s.)

De aliis capitulis nil.

WAPENTACUM DE ASEWARDETHIRN' [ASWARDHURN]

761. In bosco de Euedon' [Evedon] inuentus fuit occisus Tubon et nescitur quis eum occiderit . Et Englischeria non fuit presentata . Judicium . murdrum. (*Marg.* Murdrum murdrum murdrum murdrum.)

762. Robertus de Kime [Kyme] fugit pro morte Philippi de Kim' . et fuit in franco plegio Hawise de Kim' in Kiine . Et nulla habuit catalla . Et Englischeria (non!) etc . murdrum . Et interrogetur Robertus . (*Marg.* murdrum.)

763. Aluredus carpentarius fugit in ecclesiam pro morte Godwini occisi et abiurauit regnum . Et catalla eius fuerunt 2 m . (*Marg.* De catall'.)

763a. Mabilia uxor predicti Godwini appellat Willelmum f. Thakel quod ipse fuit in ui cum predicto Aluredo quando occidit uirum suum ita quod ipse tenuit eundem Godwinum dum ipse Aluredus eum occidit. Et Willelmus clericus est et subdiaconus et tenet (se!) ad curiam christianitatis et relinquit curiam laicam . Et habet laicum feodum et committitur officiali.

763b. Eadem Mabilia appellat Julianam uxorem predicti Aluredi et Ysabellam filiam suam quod ipse Aluredus consilio earum occidit uirum suum . Et quesita (si!) ipse Juliana et Ysabella interfuerunt ubi Aluredus [*rectius* Godwinus] occisus fuit ! uel si ipsa unquam audiuit uel uidit quod ipse consulerunt ei ut ipsum interficeret ! dicit quod non . Et ideo consideratum est quod nullum est appellum et ideo ipsa Mabilia in m'ia. et cetera quiete . Pardonatur m'ia Mabilie. (*Marg.* m'ia.)

764. Juliana de Cretton' [Creeton] appellauit Adam de Merle de uerberacione et roberia . Et Adam non uenit set essoniauit se de seruicio domini Regis ultra mare . Et quia non licet alicui appellato de pace Regis ! exire de terra sine waranto antequam fuerit coram iusticiis iuriperituris ! plegii sui sunt in m'ia . sc. Segerus de Arceles . Alanus de Beninton' [Long Bennington] . Robertus de Seuerbi [Searby] . Et ipsemet Adam saluatur de placito ! per essonium quod fecit . Et Henricus de Merle . et Hugo armiger Ade et Ricardus Huuay et Thomas f. Samsonis qui fuerunt in predicto plegiagio et non uenerunt ! interrogentur in comitatu . Et predicti plegii per defaultam istorum sunt in m'ia . (*Marg.* m'ia.)

See Introduction, p. xxiii.

765. Hugo de (Ruperes!) appellauit Johannem de Hasceby [Haceby] quod ipse in pace domini Regis et nequiter uenit in prata sua et illa per

aueria sua pauit . et hoc offert etc . Et Johannes uenit et totum defendit . Et quia testatum fuit per vicecomitem et per custodes placitorum corone quod ipse prius appellauit ipsum Johannem de pratis suis pastis et de uerberacione hominum suorum : et nunc non uult prosequi appellum suum de hominibus suis : (set de prato tantum!) et preterea appellum de pratis pastis non pertinet ad coronam Regis : Consideratum est quod nullum est appellum . Et ideo in m'ia Hugo . Et Johannes quietus . (Custoditur Hugo quia non potest inuenire plegios!) (*Marg.* Custodiatur m'ia.)

See Introduction, p. lvi.

766. Memorandum in Hoiland' de appello Ade Petit . Nullus essoniator uenit ad iudicium suum habendum.

767. Andreas de Escretenton' [Scredington] qui appellauit Robertum Pilate de pace domini Regis . sc. de uulnere ei facto : non est prosecutus et Andreas in m'ia et plegius eius similiter . Ricardus Norensis . Et Pilate et alii appellati de ui : sine die eant. (*Marg.* 2 m'ie.)

768. Ad iudicium de Michael'e seruiente de Merston' [Marston] qui iuit ad consilium 12 iuratorum qui quesiti fuerunt utrum in wapentaco tenebatur placitum de eo quod francum plegium Theodaldi Hautein leuauit clamorem et huthes super predictum Robertum (Pilate!) . et si francum plegium suum summonitum fuit ueniendi in wapentacum inde respondendi . Unde ipsi iuratores quesiti dixerunt quod ita summonitum fuit . et ita tenebatur placitum.

See Introduction p. xlvi.

769. Henricus f. Aluredi appellauit Radulfum Ridel de roberia et non est prosecutus . et ideo in m'ia . et plegii eius de proseguendo . sc. Ricardus f. Gilegrei . et Ricardus f. Aluredi . Et Radulfus sine die. (*Marg.* m'ia.)

769a. Idem appellauit de ui Willelmum de Herlau' [Harlaxton] et alios qui inde eant sine die.

770. Alicia de Kim' appellauit Hugonem de Riskinton' [Ruskington] de rapo . et non est prosecuta . Et ideo capiatur . Et Hugo sine die.

771. Iuetta filia Roberti appellauit Willelmum f. Alani (de rapo!) . et non est prosecuta et ideo capiatur .

772. Ricardus filius Gillegrei qui appellauit Willelmum f. Johannis de pace Regis uenit et retraxit se et posuit se in m'ia . Plegii de misericordia : Hugo de Baketon' . [Boughton] Rogerus portarius . Philippus de Hekinton' [Heckington] Et Willelmus quietus. (*Marg.* m'ia.)

772a. Idem appellauit Willelmum Quitgos de ui . Qui non uenit et est in m'ia . et plegii eius similiter . sc. Radulfus f. Radulfi et Robertus f. Brictiuē!.)



773. Thomas f. Lefwin' appellat Alanum messarium quod ipse in pace domini Regis assultauit eum in chimino euntem et ipse cum ui sua portauit eum in domum ipsius Alani et percussit eum in brachio ita quod fregit quoddam paruū os brachii (sui<sup>1</sup>) unde ipse maimatus est et robauit ei capam suam et cultellum suum et eum tenuit dum Emma uxor eius abscidit ei unum testiculorum suorum et Radulfus Pilate alterum. Et postquam ita demembratus fuit et taliter tractatus : predictus Alanus cum ui sua reportauit eum in uiam. Ita quod quamcicius potuit : leuauit clamorem per quem uicini uenerunt ad clamorem et uiderunt eum taliter attornatum. Postea statim misit ad seruientem domini Regis qui uenit et inuenit ut dicitur roberiam predictam in domo ipsius Alani. Et post quamcicius potuit iuit ad wapentacum. et comitatum. et hoc ostendit. Seruiens ergo Regis quesitus : testatus est quod uenit ad domum ipsius Alani : et ibi inuenit cultellum et testiculos in quodam ciphulo et non capam. Comitatus etiam totus testatur quod nunquam antea appellauit eundem Alanum de predicta fractura ossis. Et ideo consideratum est quod nullum est appellum. et ideo in m'ia. et alii appellati quieti. (*Marg.* Alanus dat domino Regi 2 m. pro habendo iudicio suo. Plegius Hugo Scotus.)

See Introduction, p. lix.

773*a*. Idem Thomas appellat Emmam uxorem ipsius Alani quod ipsa in pace predicta postquam ipse sic portatus fuit in domum domini sui : abscidit alterum testiculorum suorum.

773*b*. Idem appellat Radulfum Pilate quod ipse abscidit ei alterum testiculum.

The evidence of the sergeant and the judgement on case 773 was added later, possibly after Alan had given 2 marks to have the judgement. The clerk had left about an inch between that case and 773*a* in which to insert the judgement. Between case 773*a* and case 773*b* he left a space of about half an inch, and between case 773*b* and case 774 about two and a half inches.

774. Juratores dicunt quod Willelmus filius Aluredi debet Flandrensi cuidam 12 m. et ipse Willelmus hoc congrnouit.

775. Ad iudicium de Andrea de Horbling' [Horbling] cuius seruiens commisit (capam et alia<sup>1</sup>) catalla que dicta fuerunt robata. cuidam Ricardo Kole. qui congrnouit quod per tradicionem predicti seruiensis illam recepit. unde idem Andreas dixit quod nunquam audiuit loqui de cap.

Presumably Andrew is the sergeant of case 773 and this cap the cap Thomas said was stolen.

776. Robertus f. Gunwar' de Fiskemar' [Fishmere] in m'ia pro tumultu.

777. Rogerus Bacun dat domino Regi 20 s. pro habenda licencia concordandi de 1 lege uadiata. Ricardus Kole. et Rogerus filius Radulfi de Hal plegii Rogeri Baconis et Christiane uxoris sue.

*mem. 5*

WAPENTACUM DE LOVEDON' [LOVEDEN]

778. Juratores dicunt quod Alienor de Catorp [Caythorpe] appellauit Willelmum Sufflegest et Thomam hominem persone et Robertum Bastun et Pasci et non est prosecuta immo retraxit se et posuit se in m'ia : (et Adam Walensis plegius de prosequendo in m'ia) et appellati eant quieti . Set Pasci non uenit uel se essoniauit . et est in m'ia . et plegii eius similiter Hugo de Stocking' . et Walterus f. Torgar' . plegii Alienor de m'ia : Johannes Koleman et Ricardus Tengi . Et Adam Walensis qui appellauit predictos de roberia dim. m. retraxit se et posuit se in m'ia . Plegii de m'ia : predictus Johannes et Ricardus. (*Marg. m'ia Pasci non uenit m'ie.*)

779. Robertus f. Reginaldi appellat Willelmum Sufflegest de pace domini Regis et retraxit se et posuit se in m'ia . Plegius de m'ia . predicta Alienor. (*Marg. m'ia.*)

780. Willelmus Sufflegest qui appellauit Alanum de Ardern' de pace Regis et roberia uenit et retraxit se et posuit se in m'ia . et plegius eius de prosequendo : sc. Hugo Sufflegest in m'ia . Plegii Willelmi de m'ia : Gaufridus prepositus de Thorp [Thorpe Parua] . Jordanus de Dodinton' [Dry Doddington] . Gerardus de Huwella [Howell] . (*Marg. m'ia m'ia.*)

781. Maugerus f. Rogeri qui appellauit Willelmum f. Lefwini de assultu et alios de ui non est prosecutus . Et ideo in m'ia . et capiatur. (*Marg. Manet in Notingh' m'ia capiatur.*)

782. Willelmus f. Willelmi qui appellauit Michaellem seruientem de pace domini Regis non est prosecutus et ideo in m'ia . et capiatur. (*Marg. Capiatur.*)

783. Ricardus Ragunel qui appellauit Eustacium f. Rannulfi de pace domini Regis non est prosecutus et est in m'ia et plegius eius de prosequendo similiter . Osbertus frater Ricardi . Idem appellauit Randulfum patrem de ui Et appellati sine die. (*Marg. m'ie.*)

784. Gilebertus de Dodinton' [Dry Doddington] uendidit unum contra assisam apud Dodinton' . Robertus Simplex similiter ibidem.

785. Juratores dicunt quod Willelmus f. Lefwini de Foston' [Foston] receptauit Lefwinum conuersum de Gerewedon' [Garendon, co. Leicester] . (Finem fecit per 4 m. Plegii de m'ia : Radulfus de Stupeton' [Stubton] . Willelmus Brun . Gaufridus f. Johannis . Gaufridus f. Toke<sup>p</sup>.) (*Marg. 4 m.*)

786. Preceptum est seruienti de Graham [Grantham] quod ipse faciat uenire dominica die Johannem karetarium . et Rogerum crassum . Ricardum f. Roberti et seruienti cepit manu habendi tunc eos . quia iuratores dicunt quod ceperunt toloneu'n aliter quam consuetum . Finem

fecerunt per 1 m. Rogerus crassus dat dim. m. per plegium Nicholai de Lundertorp [Londonthorpe] . Ricardus f. Roberti dim. m. per plegium eiusdem . (*Marg.* 1 m.)

De aliis capitulis nil.

WAPENTACUM DE FLAXWELL' [FLAXWELL]

787. Susanna filia Ricardi appellat Willelmum de Caston' de rapo et non est prosecuta et ideo in m'ia . et plegius eius de prosequendo . sc. Ricardus de Armenters . Et Willelmus non uenit uel se essoniauit . et ideo in m'ia . et plegius eius similiter . Willelmus de Niweton'. (*Marg.* m'ia m'ia.)

788. Sauari de Lafford' [Sleaford] appellat Willelmum f. Mauricii de pace domini Regis et de roberia et non est prosecutus et ideo in m'ia . et plegius eius de prosequendo : similiter Willelmus de Aualun : Et appellatus sine die. (*Marg.* m'ie.)

789. Outi (filius<sup>e</sup>) de Askebi [Ashby de la Laund] fugit pro morte Simonis fratris Willelmi per Willelmum fratrem Simonis appellantem et utlagatus.

790. In campis (de Raucebi<sup>l</sup>) [Rauceby] inuentus fuit quidam homo occisus . Et nescitur quis fuit uel quis eum occiderit : Judicium . murdrum. (*Marg.* Murdrum murdrum murdrum.)

791. Hamo de Lafford' uendidit uinum contra assisam apud Lafford' [Sleaford].

792. Gaufridus de (Scredinton'<sup>e</sup>) (Querinton<sup>a</sup>) [Quarrington] et Hugo de Haldingham [Holdingham] custodes mensurarum uini de Lafford' : seisiuerunt uinum ad precium 1 m. in manum domini Regis et illud tradiderunt Willelmo de Walecot' [Walcot in Billingham] . tunc seruienti domini Regis qui dicit quod illud liberauit iterum uinitori per preceptum (domini Regis<sup>e</sup>) Hugonis de Bobi . tunc uiccomitis . Habeat warantiam die lune Et Hugo predictus non uenit uel se essoniauit et ideo in m'ia. (*Marg.* m'ia.)

See Introduction, p. xlvi.

793. Quedam Margeria capta fuit pro recontura et commissa prepositis Lafford' . quorum nomina sunt Hugo de Baketon' [Boughton] . et Willelmus f. Askel de quorum custodia ipsa euasit . et sunt in m'ia. (*Marg.* m'ia m'ia.)

794. Mercatum de Lafford' remotum est a die dominica usque ad diem iouis : Sit mercatum per diem iouis.

795. Falco faber pro se (et sociis suis<sup>l</sup>) offert domino Regi dim. m. per sic quod inquiretur de 30 s. redditus quas [*sic*] dominus Rex H. et

dominus Rex Ricardus et dominus Rex J. tenuit in Messebi [*cp. no. 1050*] et que modo non sunt in manu domini Regis.

De aliis nil.

WAPENTACUM DE LANGHO [LANGOE]

796. Juratores dicunt quod Petrus de Archal' qui appellauit Radulfum de Bereuilla et Robertum fratrem suum de pace domini Regis et roberia . et non est prosecutus . et ideo capiatur . et est in m'ia. (*Marg. m'ia Capiatur.*)

797. Willelmus de Karlebi [Carlby] appellaus et Rannulfus f. Willelmi appellatus de pace domini Regis ponunt se in m'ia pro habenda licencia etc . Plegii Willelmi : de m'ia : Rannulfus f. Toke . (et Willelmus filius eius<sup>1</sup>) . Plegii Rannulfi de m'ia : Dauid de Wadinton' [Waddington] . Henricus de Arci.

797a. Idem appellauit Dauid de Wadinton' de ui : qui similiter posuit se in m'ia . Plegii Dauid de m'ia : Johannes de uico et Willelmus f. Simonis de Bobi [Boothby Graffoe].

798. Walterus f. Gaufridi cuius uxor appellauit Hugonem f. Roberti de pace Regis uenit et posuit se in m'ia retrahens se et est in m'ia . Et Hugo similiter appellatus : posuit se in m'ia . Plegius Walteri de m'ia . Willelmus Palmerus . Plegius Hugonis : Alexander f. Ulfi . et non est homo templariorum . Plegius Johannis de Noketon' [Nocton] appellati de ui : et Rannulfi forestarii de m'ia : Petrus de Neuilla. (*Marg. m'ia m'ia.*)

799. Gilebertus de Kanewic' [Canwick] appellauit Johannem f. Hugonis.

800. Hugo Grapin appellauit Tholi. (*Marg. non uen'.*)

801. Alanus Wiles appellauit Nicholaum Morel. (*Marg. Burgenses non uenerunt . non uen'.*)

802. Angnes uxor Geruasii appellauit Johannem f. Thome et Petrum fratrem suum. (*Marg. Ven'.*)

803. Rogerus forestarius dicit quod malecredit Haconem de Haleworth' et Rogerum et Ricardum filios suos de ui cuiusdam plage sibi facte et alias appellauit eos inde . et modo non sequitur appellum . Et ideo in m'ia . et est in m'ia : Plegius de m'ia : Hugo de Aincurt . Et alii quieti. (*Marg. m'ia.*)

804. In marisco de Blakenay [Blankney] fuit quidam medicus inuentus occisus et nescitur quis fuit uel quis eum occiderit . Iudicium . murdrum : Et Walterus de Kirkebi [Kirkby Green] tunc seruiens in

m'ia : quia (non<sup>1</sup>) habuit hominem suum coram Justiciis qui primo inuenit eum . Et Willelmus de Morton' debet dim. m. de catallis predicti medici. (*Marg.* Murdrum Item murdrum dim. m. Deo dand'.)

805. Quidam homo obrutus fuit in quadam quarrraria ita quod obiit . et uillata de Kanewic' ubi ita obrutus fuit : non fecit quod facere debuit quia non fecit fieri uisum de eo antequam inhumatus esset et preterea ipsa non uenit coram Justiciis et est in m'ia. (*Marg.* Murdrum m'ia.)

De aliis capitulis nil.

WAPENTACUM DE GRAFHOW' [GRAFFOE]

806. Godrich de Scheldinghou [Skellingthorpe] qui appellauit Willelmum Picot de pace domini Regis et non est prosecutus . et ideo in m'ia et capiatur. (*Marg.* m'ia Capiatur.)

807. Augustinus f. Rumfard' appellauit Radulfum Gille de morte fratris sui . et utlagatus est.

807a. Willelmus f. Rumfer appellauit Benedictum le caret' de eodem et utlagatus est.

807b. Et Rannulfus f. Radulfi appellauit Hugonem de Hicham [Hykeham] de eodem et utlagatus est . (et Rannulfus non uenit et . . . . et est in m'ia.<sup>a</sup>)

807c. Idem Rannulfus appellauit Baldricum de Helesham [Elsham] de ui . Et Rannulfus non uenit nec prosecutus est et est in m'ia . Et capiatur.

807d. Idem etiam Rannulfus appellauit de ui : Colegrim Et utlagatus est.

808. Quedam mulier occisa fuit de nocte apud Basingham [Bassingham] a malefactoribus . et nullus inde malecreditor et Englischeria non fuit presentata . Judicium . murdrum . (*Marg.* murdrum.)

809. Robertus f. Walteri fugit pro morte Joel' molendinarii et fuit in franco plegio Willelmi de Sancto Vasto in Turlebi [Thurlby by Lincoln] et est in m'ia . et catalla eius fuerunt 10 summe et dim. auene et 1 summa de siligine et 1 bos . precii 20 s. unde vicecomes G. debet etc. (*Marg.* Andreas seruientis respondeat de catallis et sit ad iudicium de eo.)

810. Ad iudicium de Michael de Merston' [Marston] qui non attachiauit quem attachiare debuit.

*Written in three lines at the bottom of the membrane is :*

Plegii Pasci . Hugo de Stocking' . et Walterus filius Torgari.

Hugo de Aincurt.

Memorandum de Adam de Ysenn' appellato.

*mem. 51.*

811. Duodecim iuratores in uerdicto suo presentauerunt quod Augustinus f. Rumfar' appellauit Radulfum Gille de morte fratris sui ita quod fugit et quod Willelmus f. Rumfar' appellauit Benedictum caretarium de eadem morte . Et Rannulfus filius Radulfi appellauit Hugonem de Hicham [Hykeham] de eadem morte . et Baldeuinum de Helesham [Elsham] et Radulfum Hoth et Collegrim de ui . et custodes placitorum corone per rotulos suos idem testantur . Set comitatus recordatur aliter sc. quod omnes predicti Radulfus Gille et Benedictus . et Hugo et Baldeuinus et Radulfus et Colegrim appellati fuerunt a predicto Rannulfo f. Radulfi et non ab alio Ita quod per sectam ipsius Rannulfi utlagati sunt 4 ex illis . sc. predicti Radulfus Gille . et Hugo . et Benedictus . et Colegrim . et quod predicti non fuerunt appellati per alium quam per ipsum Rannulfum . Et quia non potuit comitatus contradicere coronatoribus et predictis juratoribus qui super sacramentum suum dictum suum dixerunt : consideratum est etc. Postea comitatus preuenit iudicium et finem fecit ante iudicium pro 200 libris . exceptis libertatibus.

De aliis nil.

#### WAPENTACUM DE LUBURC' [LUDBOROUGH]

812. Emma de Umberstain [Humberstone] appellauit Johannem Sikelta de rapta et non est prosecuta . et ideo capiatur.

813. Alicia de Foterbi [Fotherby] appellauit Radulfum fabrum de mariti sui morte Gileberti . et de ui : Gilebertum seruientum suum . Et uterque fugit . et fuerunt in franco plegio . Willelmi f. Amfridi in Foterbi et est in m'ia . Et catalla Radulfi fuerunt 6 d. . unde G. de Kanuilla debet respondere. (*Marg. m'ia Catalla.*)

814. Quidam frater de Ormesbi [Nun Ormsby] et Willelmus Spec obruti fuerunt in marleria quadam . Et Eudo de Auford' [Alford] nullam fecit inquisitionem . nec wapentacum fecit illuc conuenire . Et ideo in m'ia . et Englicheria non fuit presentata etc. (*Marg. Murdrum.*)

815. Willelmus f. Gerardi de Stapelford' [Stapleford] appellauit Robertum prepositum de Stapelford' et de plaga et roberia . et Ricardum Withant de ui et Adam de Ysinni . de precepto . Et Willelmus non est prosecutus . et ideo in m'ia et capiatur. (*Marg. Capiatur.*)

#### WALESCROTF [*sic*—WALSHCROFT] WAPENTAC

816. Rannulfus f. Ricardi de Saxelebi [Saxilby] appellat Alanum f. Audeni quod ipse in pace domini Regis et nequiter occidit patrem suum Ricardum et hoc offert dirationare etc. set non apponit uisum . Et quesitus quantum temporis transiit postquam pater suus occisus fuit : dicit quod 18 anni iam transierunt . et quod tunc fuit infra etatem quando pater suus occisus fuit et ideo distulit appellum suum quousque haberet etatem ita quod eum appellauit primo coram Hugone Bardolf . Et 12 iuratores quesiti si malecredunt Alanum de morte predicta : dicunt

quod non . Et Alanus uenit et totum defendit etc . Et petit quod ei allocetur quod sepius fuerunt Justicie in partibus Lincolnie postquam ipse Ricardus occisus fuit : coram quibus ipse nunquam eum appellauit . Consideratum est quod nullum est appellum . et ideo Alanus quietus . et Rannulfus in m'ia . Plegii de m'ia : Robertus de Ounebi et Simon de Saxeby. [Owmby and Saxby] . (*Marg.* Cras m'ia.)

816a. Idem appellat de ui : Alanum de Lincolnia . qui commissus fuit ciuibus Lincolnie. (*Marg.* Expecta quousque uenit ciuitas.)

817. Abraham de Croxebi [Croxby] appellauit Radulfum f. Simonis de pace domini Regis et roberia caballi precii 18 s. et (de<sup>i</sup>) blado ad ualenciam 5 m. Radulfus non uenit etc. Et vicecomes dixit quod nesciuit nomina plegiorum . Et Abraham non expectauit iudicium suum et est in m'ia. Habeat tale recuperare [sic] quale habere debeat. (*Marg.* Rad' non ven'. M'ia.)

817a. Idem appellat de ui [*unfinished*].

Abraham is to have such recovery against Ralf as he ought to have, although he is in mercy because he has not waited in court to hear his judgment.

818. Simon f. Rogeri captus fuit et in gaola positus per appellum Walteri de Belebi et coram Justiciis noluit aliquid inde dicere v. eum . Et ideo consideratum est quod Walterus in m'ia . et Simon quietus . quia ipse non malecreditur. (*Marg.* m'ia.)

819. Godwinus molendinarius occisus fuit apud Tawelesbi [Tealby] in molendino Willelmi de Baiocis et Willelmus de Luda [Louth] malecreditus inde fugit pro morte eius . et ideo interrogetur . Nescitur si mansit in franco plegio necne . Et Englischeria presentata fuit. (Et catalla eius 2 m. set quia ipse fuit tenens hospitalis : preceptum est quod hospitali reddantur catalla<sup>p</sup>.) (*Marg.* m'ia.)

The note concerning the chattels was interlined afterwards and by mistake under case 818. It refers to the chattels of William who has fled.

See Introduction, p. liv.

820. Thomas Maugre in m'ia quia non fecit inquisicionem fieri per wapentacum uel per uicinas uillas de quodam infante submerso. (*Marg.* m'ia.)

821. Robertus de Howeton' [Holton le Moor] appellauit Hugonem de Bekfeld' [Beckfield] de uerberacione Angeri fratris sui . Et Robertus non uenit nec prosecutus . et ideo in m'ia et capiatur . Et plures appellati de ui : quieti etc. (*Marg.* m'ia Capiatur.)

822. Hawis de Keueremunt [Kirmond le Mire] appellauit Hugonem de Bekfeld' de uerberacione et ipsa non est prosecuta . et ideo in m'ia . et capiatur . Et coronatores testati sunt quod ipsa posuit in appello suo roberiam 4 s. Et iuratores hoc conclauerunt et ideo in m'ia. (*Marg.* Capiatur m'ia.)

823. Matillis filia Edrici appellauit Willelmum f. Radulfi et Willelmum f. Roberti et Robertum f. Willelmi de pace Regis et roberia et tres feminas de ui : et non est prosecuta et ideo in m'ia . Capiatur . et sine die appellati. (*Marg.* Capiatur.)

824. Wimare' filia Hugonis appellauit Willelmum de Lincolnia de rapo . et ipse non uenit . et positus fuit per plegium sc. Martinum Martel . et francum plegium de Kanewic' [Canwick] . et est in m'ia . Et Willelmus (intellig'e) interrogetur. (*Marg.* m'ia.)

825. Walterus f. Euerardi appellans . et Willelmus f. Godwini appellatus de pace domini Regis et Walterus et Goscelinus de ui appellati : et Jollanus de Rasen' appellatus similiter de pace Regis . ponunt se in m'ia pro habenda licencia concordandi etc. Thomas de Rasen' plegius. (*Marg.* m'ia.)

826. Margeria de Westrasen' [West Rasen] appellauit Robertum de Croftes de rapo . et non est prosecuta . et ideo capiatur . Testatum est per iuratores quod Radulfus f. Osberti sine licencia Justiciarum fecit concordiam inter eos . et ideo in m'ia. (*Marg.* Capiatur m'ia.)

827. Emma soror Alani appellauit Ricardum de Howeton' [Holton le Moor] de rapo . Et coram Justiciis appellauit eum de uerberacione et non de rapo . Et ideo in m'ia . et plegius eius de proseguendo : Alanus f. Reginaldi et est in m'ia . Et Ricardus quietus . Plegii Emme (de m'ia) : Johannes f. Auki . et Godwinus f. Reginaldi . Plegii (Alani de m'ia : Gaufridus Berner . et Adam f. Hamelin .<sup>9</sup>) Multi appellati de ui : similiter eant quieti. (*Marg.* Custodiatur Alanus donec inuenit plegios.)

828. Willelmus f. Gunni qui appellauit Willelmum pistorem de Grimesbi [Grimsby] de pace Regis . et non est persecutus . et ideo in m'ia . et capiatur . Willelmus pistor non uenit . set de eo ponitur in respectum : propter libertatem de Grimesbi . (*Marg.* Capiatur.)

829. Willelmus de Barton' [Barton on Humber] qui appellauit Andream f. Auti de pace Regis et non est persecutus . capiatur . et est in m'ia . (*Marg.* m'ia Capiatur.)

830. Adam f. Gileberti appellans . et Johannes de Pointon' [Pointon] appellatus de brachio ipsius Ade fracto et Thomas messor appellatus de quadam plaga : et alii de ui : posuerunt se in m'ia .

831. Ad iudicium de Willelmo de Castr' [Caistor] qui cepit quendam Reinerum cum 4 falsis denariis et ut ipse congnouit ipse dimisit eum per plegios . Et post quesitus quo waranto : dixit quod dimissus fuit in wapentaco : coram Ricardo de Kamuilla duobus plegiis . sc. Ricardo bastardo et Radulfo Curteis cum ipsis 4 denariis . Et ipsi uenerunt post et cognouerunt pleuinam hominis set defendunt quod non receperunt illos 4 denarios. Et Ricardus produxit wapentacum qui testatur quod



ita commissus fuit ipse Reinerus cum illis denariis falsis sigillatis predictis Ricardo et Radulfo . Postea uenerunt et finem fecerunt . ita quod Ricardus per unam m. . et Radulfus per 2 m . Plegii Ricardi . Willelmus de Castr' Alanus de Besebi [Beesby] . Plegii Radulfi : Willelmus Blanchard . Radulfus de Heiling' [Healing] Willelmus de Houton' [*probably* Holton le Moor] . Eudo de Auford [Alford]. (*Marg.* Ric' bastardus sunt plegii et Radulfus Curtes 1 m.)

De aliis capitulis nil.

GIERBURC' [YARBOROUGH] WAPENTACUM

832. Adam de Faudingworth' [Faldingworth] qui appellauit Andream de Neuilla de pace Regis non est prosecutus . et ideo in m'ia. Et Adam capiatur . et (appellati<sup>c</sup>) Andreas et alii appellati de ui : cant quieti. (*Marg.* m'ia.)

833. Ack' f. Roberti Joie qui appellauit Willelmum de Pratis de pace Regis et alios de ui : non est prosecutus : Et ideo in m'ia . (et capiatur<sup>c</sup>) et plegii Ake de proseguendo : Robertus prepositus de Wolurikesbi [Worlaby] . et francum plegium Roberti de Roppesle [Ropsley] in eadem uilla. (*Marg.* m'ie.)

834. Gunnild' de Belesbi [Beelsby] appellauit Rogerum de Seuerbi [Searby] quod ipse occidit uirum suum ut audiuit dici . set quia nil aliud dicit : consideratum est quod nullum est appellum . Et ideo in m'ia . et Rogerus quietus . et alii appellati de ui : similiter quieti . Et Rogerus dat domino Regi 20 s. pro habendo iudicio suo sine dilatione plegii eius de 20 s. Yngerramus f. Simonis . et Gilebertus de Turonis . (*Marg.* 20 s.)

See Introduction, p. lv.

835. Petrus de Brustwic [Burstwick, co. York] qui appellauit Robertum f. Alurun de pace Regis . (ut de plagal<sup>1</sup>) et Matheum de Asinton' de roberia et alios de ui : non est prosecutus et ideo m'ia . et capiatur . et alii sine die . (*Marg.* m'ia Capiatur.)

836. Stephanus f. Ricardi Sakespe qui appellauit Christoform de Clissebi [Clixby] de pace domini Regis ut de plaga non est prosecutus et ideo in m'ia . et capiatur . (*Marg.* capiatur m'ia.)

837. Richilda de Pincebec [Pinchbeck] qui appellauit Henricum f. Agbi de pace Regis et alios . non est prosecuta Et ideo appellati sine die : Nil habet Richilda.

838. Eudo de Auford' [Alford] in m'ia .

839. Willelmus f. Drogonis et Rogerus de sancto Martino . sunt plegii Ricardi Bastardi recto standi de Reinerio latrone quem ipsi replegiauit Plegii Radulfi le Curteis de eodem . Gilebertus de Turs . et Willelmus de Houton' [Holton le Clay] Eudo de Auford'.

See case 831.

*mem. 6*

ITEM GIERBURC [YARBOROUGH]

840. Radulfus de Golkesbi [Goulceby] appellauit Robertum f. Johannis de morte fratris sui et Eudonem de ui : (et non est prosecutus et ideo in m'ia Capiatur<sup>e</sup>) Et Robertus f. Johannis et Eudo fugerunt : et Roberdus fuit in franco plegio Emme de Ribi in Ribi [Riby] . et est in m'ia . Et Eudo non fuit in franco plegio alicubi . nec aliquis eorum habuit catalla . Et Radulfus et Eudo interrogentur . (*Marg.* m'ia (Capiatur<sup>e</sup>) m'ia.)

841. Hawisa de Kernigton' [Kirmington] appellauit Andream de Neuilla quod in pace domini Regis et nequiter assultaui eam et eam uerberaui . et robauit ei catalla sua . et hoc offert etc . Et Andreas totum defendit . Et offert domino Regi dim. m. pro habenda inquisitione utrum ita sit nec ne . Et iuratores dicunt quod per attiam facit hoc appellum et non iusta de causa . Et ideo Andreas quietus. (*Marg.* dim. m.)

842. Norman Fin appellauit Willelmum de Karneles de plaga ei facta . Et Willelmus non uenit uel se essonianit . Et ideo in m'ia et plegii eius similiter . sc. Petrus de Neuilla et Sigward' prepositus . Et Normannus sequatur in aduentum Justiciarum aliarum . v. Willelmum si interim uenerit de ultra mare . Et similiter tunc sint coram Justiciis plures appellati de ui. (*Marg.* ultra mare est m'ie.)

843. Alanus Pigun appellauit Gosse de Ymingham [Immingham] quod ipse in pace domini Regis et nequiter assultaui eum et eum uulneraui in capite cuius uestigium ipse ostendit . et hoc offert etc. Et Gosse totum defendit de uerbo in uerbum ut homo qui etatem preterit . Consideratum est quod defendat se et in electione eius sit portare calidum ferrum uel ut Alanus portet . Et elegit quod Alanus portet . Vadiauit legem . Henricus de Neuilla f. Hugonis est plegius eius de lege facienda . Et postea uenit et retraxit se et in m'ia de 3 m. per Willelmum Beket . et Simonem f. Ricardi . (*Marg.* Cras Vadiauit legem 3 m.)

See Introduction, p. lx.

844. Wimarca filia Alicie de Ribi [Riby] appellauit Robertum Colt de rapo . et non est prosecuta . Et ideo capiatur.

845. Lambertus de Kotingham [Cottingham, co. York] appellauit Rannulfum f. Simonis Uncle de plaga et roberia et non est prosecutus et ideo in m'ia . et capiatur . Et Rannulfus et alii appellati de ui : sine die. (*Marg.* Capiatur.)

846. Benedictus f. Bernardi de Barew' [Barrow on Humber] appellans . et Osbertus f. Godrici appellatus de plaga et alii appellati de ui : concordati sunt per licenciam domini G. f. Petri : et inde uocant eum ad warant.

847. Heluiua uxor Roberti f. Hugonis de Croxton' [Croxton] appellauit Walterum f. Roberti et Gaufridum f. Radulfi de morte Thome filii sui . Et (Robertus<sup>e</sup>) (Walterus<sup>l</sup>) f. (Walteri<sup>e</sup>) (Roberti<sup>l</sup>) fugit et fuit in franco plegio Roberti f. Ricardi de Croxton' in Croxton' . Et est in m'ia . Heluiua non est prosecuta . Et catalla Walteri fuerunt 7 s. et 6 d. unde vicecomes G. Et Gaufridus sit sub plegios (quod habeant eum recto si ipsa de cetero uelit inde loqui v. eum<sup>l</sup>.)

848. Ad iudicium de Waltero de Belebi quia non fecit inquisitionem de catallis predictis. (*Marg.* m'ia.)

849. Willelmus Makefar' qui appellauit Stephanum Berner de plaga Et Stephanus non uenit . et ideo in m'ia . et plegii eius similiter . sc. Willelmus Berner de Haburn' [Habrough] . et Geruasius Berner de Kiluingholm [Killingholme] . et Willelmus non est prosecutus et ideo in m'ia . et capiatur . Et Geruasius Berner appellatus de ui : eat sine die. (*Marg.* m'ie capiatur.)

850. Matheus de Houton' [East Halton] qui appellauit Hugonem celerarium de roberia et alios de ui : non est prosecutus . et ideo in m'ia et capiatur . Et ceteri sine die .

851. Walterus f. Willelmi de Clifsebi [Clixby] appellauit Radulfum Francum quod in pace domini Regis et nequiter assultauit eum in assultu premeditato et fregit brachium suum ei ei fecit unam plagam in capite ita quod inde extracta fuerunt ossa et hoc offert probare v. eum consideratione curie . sicut homo maimatus brachio suo quod fractum fuit . Et Radulfus totum defendit de uerbo in uerbum sicut curia considerauerit . Et seruiens hundredi et coronatores quesiti si Walterus ostendit ei brachium fractum et plagam : testantur quod etiam . Et ideo consideratum est quod defendat se per iudicium ferri . et in eius optione sit portare ferrum uel quod ipse (Radulfus<sup>e</sup>) Walterus portet et elegit quod Walterus portet . Vadiauit legem Walterus . Plegii Walteri de lege : Gaufridus Berner . Willelmus Berner Plegius Radulfi : francum plegium Radulfi de Hauuilla de Clissebi . (Postea cum portare deberet ferrum : retraxit se et est in m'ia . et plegii eius similiter . Et Radulfus quietus . Plegii Walteri de m'ia : Gaufridus Berner . Robertus f. Durandi<sup>p</sup>.) (*Marg.* Vad' m'ie.)

See Introduction, p. 1x.

851a: Idem Walterus appellauit de ui multos qui omnes eant quieti.

852. In mangna Limberga [Limber Magna] quedam femina fuit inuenta mortua in quadam fornace . et fuit sepulta antequam uisus factus esset de ea . et ideo uillata in m'ia. (*Marg.* m'ia.)

853. Robertus de Alefbi [*sic* Aylesby] appellans (appellat<sup>e</sup>) (et<sup>l</sup>) Aggi prepositus appellatus de pace Regis uenerunt et posuerunt se in m'ia pro licencia concordandi . Plegii Roberti de m'ia : Robertus f. Radulfi de Alesbi [Aylesby] : Segerus de Fulestow' [Fulstow] . Plegii Aggi :

(Hugo<sup>e</sup>) Gilebertus niger . Henricus f. Roth . Willelmus f. Drogonis .  
(*Marg.* Willelmus f. Drogonis dat domino Regi dim. m. pro habendo  
respectu usque cras.)

854. Lecia de Clifsebi [Clixby] appellauit Gikel de Clifsebi de roberia et ipse Gikel fuit in franco plegio Radulfi de Hauuilla in Clifsebi et est in m'ia . Et non habuit catalla . (*Marg.* m'ia.)

855. Eadem Leticia appellauit Hugonem Sakespe et Yuonem clericum quod ipsi uenerunt ad domum matris sue et suam et ibi eas ligauerunt et robauerunt in pace domini Regis et nequiter . Et juratores malecredunt ipsos de malefacto illo et 4 uillate proxime similiter . et quod ipse est de malo testimonio . Et ideo purget se aqua Hugo . Vadiauit legem . et saluatus est . Et dat domino Regi 2 m. per sic quod non abiuret regnum set possit inuenire bonos plegios de fidelitate . Plegii de 2 m. Ricardus Sakespe pater eius . Hugo f. Alani . Hugo f. Margarete . Rogerus f. Hugonis luo clericus est et subdiaconus . Et committitur decano Lincolnie qui cepit in manum habendi eum recto in curia christianitatis (*Marg.* Vad'. 2 m.)

See Introduction, p. lix.

856. Radulfus caretarius appellauit Rogerum de Seuerebi [Searby] de plaga sibi facta . et non est prosecutus et ideo in m'ia . et capiatur . Et Rogerus et alii appellati de ui : quieti eant. (*Marg.* Capiatur m'ia.)

857. Radulfus de Kaburn' [Cabourn] appellauit Adam f. Thome de plaga ei facta . et non est prosecutus et ideo in m'ia . et capiatur. (*Marg.* Capiatur.)

858. Adam de Wolurikebi [Worlaby] appellauit Rannulfum de Burun de plaga . et ipse non est prosecutus . et ideo in m'ia . et capiatur. (*Marg.* Capiatur.)

859. Hawisa filia Ade Makefar' appellauit Walterum f. Rogeri de rapo . et non est prosecuta Et ideo (Rogerus<sup>e</sup>) (Walterus<sup>i</sup>) sine die . et ipsa capiatur. (*Marg.* Capiatur.)

860. In campis de Torenton' [Thornton Curtis] inuentus fuit quidam infans mortuus et Englischeria non fuit presentata . Judicium . murdrum. (*Marg.* murdrum murdrum murdrum.)

861. Ricardus f. Edric appellauit Gaufridum Berner de plaga et Willelmum Berner et Hugonem filium suum de ui : et non est prosecutus et ideo in m'ia . et capiatur.

862. Gaufridus le Berner appellauit Willelmum de Derebi [Darby] de plaga et Johannem f. Ade de ui . et Willelmus non uenit et habuit plegios . sc. Hugonem Trauers . Willelmum f. Gaufridi de Aketorp [Hackthorn] et sunt in m'ia. (*Marg.* m'ie.)

863. Simon de Halton' [East Halton] fugit pro roberia Ricardi f. Duue et fuit in franco plegio Gileberti de Beningworth' [Benniworth] in Halton' et est in m'ia . et Simon f. Geruasii attachiatus per Hugonem de Beningworth' et Aluredum de Halton' et Alanum de Stikeneia [Stickney] eo quod ipse recepit Ricardum f. Duue post fugam suam . et ipse non uenit uel se essoniauit . Et ideo ipse et plegii eius in m'ia. (*Marg. m'ie.*)

864. Johannes Joie . et Johannes de Brantingham et Rogerus gardinarius uendiderunt uinum contra assisam in Barton' [Barton on Humber] . et sunt in m'ia. (*Marg. m'ie.*)

865. Mercatum de Barton' [Barton on Humber] remotum est a die dominica usque ad diem lune et uilla est Gileberti de Gant . et sit per diem lune.

866. Ricardus Clement appellat Willelmum Escrop de morte Willelmi fratris sui . Et Ricardus non est prosecutus . et ideo in m'ia . et capiatur . et Willelmus sine die .

867. Willelmus f. Saxe . Robertus Niger . Ricardus Brennehand . Yngelbrict . Gilebertus Wine . Willelmus f. Rolf passatores aque apud Barton' leuauerunt nouas consuetudines . ita quod capiunt 3 d. de equo pro quo non solebant capere nisi 1 obolum . Et preceptum est vicecomiti quod faciat eos uenire coram Justiciis apud Lincolniam in crastino octabas Petri et Pauli [7 July].

868. (Simon de Ferebi<sup>l</sup>) [South Ferriby] Simon clericus . Willelmus f. Godwini . Robertus Ruffus Hugo f. Simonis . (Nicholaus de Atheringfeld<sup>l</sup>) Amfridus f. Arnewi . passatores de Ferebi [South Ferriby] similiter leuauerunt nouem consuetudinem . Et preceptum est quod ueniant ad eundem terminum.

De aliis capitulis nichil.

*mem. 6d.*

SOCA DE CASTR' [CAISTOR] nichil quod alibi non sit dictum.

#### WAPENTACUM DE BRADELE [BRADLEY]

869. Matillis de Stallingburna [Stallingborough] appellauit Walterum de Humberstein [Humberstone] de pace Regis . et non est prosecuta et ideo in m'ia . et capiatur . Et Walterus sine die. (*Marg. m'ia.*)

870. Walterus nepos Gileberti Nigri appellauit Hugonem de Diua de roberia et Hugo non uenit . uel se essoniauit . et ideo in m'ia . et plegii eius similiter . sc. Willelmus f. Haudein . Ricardus f. Wolmar' . Walterus Ruffus . (*Marg. m'ie.*)

*The clerk began to write the first word of case 871 close under case 870, then deleted it, and began so as to leave a space of about half an inch.*

871. Ricardus f. Lund appellauit Radulfum le cambere de morte Angnetis congnate sue et non est prosecutus . et ideo in m'ia . et plegii eius similiter . Willelmus f. Gileberti . Radulfus f. Hugclini. (*Marg.* Capiatur m'ie.)

872. Yngelberga que fuit uxor Petri de Alesbi [Aylesby] appellauit Normannum berkarium de morte Petri uiri sui et ipsa non est prosecuta et ideo in m'ia . et capiatur . et plegii eius de proseguendo sunt in m'ia . Willelmus f. Alani de Alesbi et Milo de Alesbi . (Et post finem fecit Normannus ut possit dimitti per plegios : per 4 m. plegii de 4 m. : Rogerus de Maletot . et Henricus de Funtenay .<sup>n</sup>) (*Marg.* Capiatur m'ie 4 m.)

873. Andreas de Bradele [Bradley] appellauit Alexandrum de Yrebi [Irby on Humber] de pace Regis et non est prosecutus et ideo in m'ia . et capiatur . Et Alexander sine die. (*Marg.* Capiatur m'ia.)

874. Sibilla filia Emme que appellauit Gaufridum f. Reuel de raptu : non est prosecuta et ideo in m'ia et capiatur. (*Marg.* Capiatur.)

875. Johannes de Belesbi [Beelsby] qui appellauit Willelmum f. presbiteri de pace domini Regis non est prosecutus et ideo in m'ia.

876. Brand de Scarthoi [Scartho] ligatus fuit in domo suo [*sic*] de nocte et suffocatus per teleionem in ore suo positum a malefactoribus . Et nescitur a quibus . Et Englischeria non fuit presentata . et ideo murdrum. (*Marg.* murdrum murdrum.)

There seems to be no such word as *telelio*. Perhaps it is a mistake for *teselio*, a gag.

877. Johannes de Teten' [Tetney] appellans . et Ricardus f. Godwini Herre appellatus de roberia : uenerunt et posuerunt se in m'ia pro licencia concordandi . Plegii Johannis : Walterus Dispensator . et Thoroldus de Humberstein [Humberstone]. Plegius Ricardi : Walterus de Rideford' . Idem Walterus de Rideford' est plegius Yuonis seruientis Walteri et Gotte fratris sui . et Radulfi f. Wilgrip de Berneteſbi [Barnetby le Wold] appellatorum de ui. (*Marg.* m'ie.)

878. Adam homo Radulfi de Cotes [Great or Little Cotes] appellauit Henricum de Lessebi [Laceby] de pace domini Regis et non est prosecutus et ideo in m'ia et capiatur . Et Henricus non uenit uel se essoniauit . Et ideo in m'ia . et plegii eius similiter . sc. Gilebertus Niger et Walterus f. Leppæ et Walterus de Lessebi .

879. Thomas de Baun' finem fecit cum Ricardo de Kanuilla ad opus vicecomitis pro blado ducendo de comitatu in comitatum per Angliam : 37 s. et 5 d. De quadam naue de Depa [Dieppe] pro eodem ad opus eiusdem 2 m. Walthef de Northcotes [North Cotes] dedit pro eodem 1 m. et ad opus Ricardi de Kanuilla 2 s. et Ricardo clerico suo 6 d. Ricardus de Northcotes dedit 1 m. pro eodem . et ad opus Ricardi

de Kanuilla 2 s. et Ricardo clerico suo 6 d. Willelmus de Wagen' [Waghen, co. York] dedit 22 s. Willelmus Sturc dedit 12 s. Hamo gener Angni dedit dim. m. Adam le Futur 5 s. Nicholaus f. Uctredi 12 s. Willelmus Stirc dedit Willelmo de Clactorp [Claythorpe] et Andree de Engebi custodibus portus 40 d. Hugo de Munbegun positus ad custodiendum portum per Walterum de Belebi cepit de una naue de Sancto Botulfo [Boston] 6 d. Alexander de Belesbi [Beelsby] 8 d. cepit pro eodem.

See Introduction, p. xl.

(880. Ad iudicium de iuratoribus qui conclauerunt quod uinitores uendiderunt unum contra assisam . et sunt in m'ia.) (*Marg. m'ie.*)

De aliis nil.

#### HAWARDESHOW' [HAVERSTOE] WAPENTACUM

881. Quidam infans inuentus fuit submersus in Toresbi [North Thoresby] . et nullus inde malecreditor . Iudicium infortunium.

882. In campis de Toresbi inuenta fuit filia sacerdotis mortua . Et Englischeria non fuit presentata . Iudicium murdrum . (*Marg. Murdrum murdrum.*)

883. Ricardus Cade qui appellauit Walterum f. Yuonis de Belebi de plaga : non est prosecutus et ideo in m'ia . et plegius eius de proseguendo . sc. Ricardus de Otringham [Ottringham, co. York] . Et Walterus sine die .

884. Basilia uxor Radulfi appellauit Gilebertum f. Ailric' de morte uiri sui . et pro per [*sic*] appellum eius fugit in ecclesiam et abiurauit regnum . Et catalla eius fuerunt 1 m. unde vicecomes G. etc. (*Marg. 1 m.*)

884a. Eadem appellauit de ui : alios . et non est prosecuta : Ideo appellati sine die .

885. Ricardus molendinarius fugit pro morte Radulfi garcionis sui . et fuit de manupastu Willelmi de Turs . Et ideo Willelmus in m'ia. (*Marg. m'ia.*)

886. Remild' de Kukewald' [Cuxwold] appellauit Radulfum f. Magnild' de uerberacione et non est prosecuta et ideo capiatur . Et Radulfus sine die .

887. Willelmus f. Mactild' appellauit Johannem hominem Johannis de Lascell' de imprisonment et non est prosecutus et ideo in m'ia. Et ipse Johannes et alii appellati sine die. (*Marg. Capiatur.*)

888. Matillis filia Rogeri que appellauit Walterum f. Edrici de rapo non est prosecuta et ideo capiatur . (*Marg. Capiatur.*)

889. Matillis filia Willelmi appellauit (Radulfum<sup>1</sup>) Pulein de raptu . et de roberia . Et Radulfus fugit . et fuit de manupastu Rogeri de Lascell' de Fulestow' [Fulstow] et Radulfus interrogetur . et Rogerus in m'ia. (*Marg.* m'ia.)

890. Radulfus f. Rannulfi uendidit uinum contra assisam in Fulestow' [Fulstow] et est in m'ia . Et Alexander de Casteliun seisiuit in manum Regis uinum . unde Eudo de Anford' [Alford] et Alexander de Kasteliun respondeant . sc. de 18 s. de precio . (*Marg.* 18 s.)

De aliis capitulis nil.

### HOILAND' [HOLLAND]

#### HELLOG' [ELLOE] WAPENTACUM

891. Juratores dicunt quod Godefridus garcio Margarete de Ros appellauit Ricardum Trauers de plaga et non est prosecutus Et ideo Ricardus sine die. Et G. capiatur. (*Marg.* Capiatur.)

892. Willelmus de Portu appellauit Simonem Gouc de plaga et Henricum Colet de ui : et non est prosecutus et ideo appellati sine die et Willelmus capiatur. (*Marg.* Capiatur.)

893. Robertus bercarius de Tid [Tydd] appellauit Ricardum Hum de maheimio et non est prosecutus et ideo capiatur . et in m'ia . Et Ricardus non uenit uel se essoniauit . Ricardus Bradhand . et Ernaldus f. Eilrici . et Ernaldus de Ponte . Gilebertus Kat . Idem appellauit de ui : Adam Duzepers et non uenit (quia non fuit inuentus<sup>1</sup>) et fuit in franco plegio Margerie de Tid (in Tid<sup>1</sup>) et est in m'ia. (*Marg.* m'ia capiatur m'ia m'ia.)

Richard Bradhand and the three men whose names follow his were probab'y the pledges of Robert the shepherd. The clerk left out a word or two.

893a. Ad iudicium de iuratoribus qui presentauerunt quod quidam Ascelinus dixit se amisisse 100 s. pro placito corone : cum non sit. (*Marg.* jud'.)

894. Æliot Grim appellauit Johannem de Ros de plaga et Willelmus de Ros de ui : et non est prosecutus et ideo capiatur . et appellati sine die . (*Marg.* Capiatur.)

895. Willelmus f. Angnetis appellauit Johannem de Ros quod in pace Regis abstulit ei equum suum . et cum uenit coram Justiciis non apposuit pacem Regis set pacem vicecomitis . Et ideo in m'ia et Johannes quietus . Plegii de m'ia : Petrus prepositus de Tid . Adam de Ponte de Tid . Rogerus f. Lefsi. Et Willelmus de Ros et Margeria de Ros appellati de ui : similiter sint quieti. (*Marg.* m'ie.)

896. Matillis filia Laurencii appellauit Ricardum hominem Willelmi de Ros de rapo et roberia et de ui : Herbertum le Werreur Et Matillis



non est prosecuta . et ideo capiatur . Et Ricardus uenit . set Herebertus non uenit . et plegii eius fuerunt Fulco Mus . et Radulfus f. Wolmar'. (*Marg.* m'ie.)

897. Richild' de Tid [Tydd] appellauit Ricardum Hum de rapo . et non est prosecuta . et ideo capiatur . Et Ricardus non uenit et plegii eius fuerunt . Gaufridus de Retherwic . et Ricardus Cocus . et Daniel de Tid.

898. Margareta de Tid inuenta fuit mortua in uilla de Tid Et Englischeria non fuit presentata . Judicium murdrum. (*Marg.* murdrum.)

899. Willelmus f. Rogeri appellauit Gilebertum f. Leues de quadam (plaga<sup>1</sup>) quam ei fecit in capite quam cum ipse deberet ostendere coram Justiciis : nullam fuit . nec aliquid uestigium plage apparuit . Et pretere coronatores testantur quod nullam plagam ostendit eis . et comitatus similiter idem dicit . Et Gilebertus fecit se essonari . Et habeat diem apud *Leicestriam* . . . . Sancti Swithini in 15 dies . Et appellati de ui : sint sine die : quousque sciatur [quid contigerit de<sup>2</sup>] appellato de facto : (Apud *Leicestriam* uenit uterque et Willelmus fecit appellum suum v. eum predicto modo qui uenit et totum defendit et quia nulla plaga apparuit nec comitatus testatur nec coronatores quod aliquam uiderunt plagam . consideratum est quod Gilebertus inde quietus Willelmus in m'ia pro falso clamore.<sup>3</sup>) (*Marg.* m'ia.)

900. Ricardus cocus qui appellauit Willelmum f. Angnetis de roberia et non est prosecutus et ideo capiatur et in m'ia. (*Marg.* m'ia Capiatur.)

901. Angnes que fuit uxor Thome Hartail appellauit Gaufridum f. Turkil de morte Thome uiri sui Et Angnes non est prosecuta et ideo capiatur : Et Gaufridus sine die. (*Marg.* Cras Capiatur.)

902. Quoddam ferium fuit apud Flet [Fleet] per diem dominicum ex antiquo . Et nunc transfertur inde ad Geteneiam [Gedney] [Fulconis<sup>4</sup>] de Oiri ubi nunquam fuit prius mercatum . (Et Fulco dat 1 m. pro habendo mercato sicut nunc est . ad festum sancti Michaelis in 1 mensem<sup>5</sup>) [27 October]. (*Marg.* ad jud. 1 m.)

903. Simon f. Astini captus est pro morte cuiusdam pauperis in Sutton' [Long Sutton].

904. Vicecomes respondeat de catallis Roberti persone.

*mem.* 7

ITEM WAPENTAC DE HELLO [ELLOE] WAPENT' [*sic*]

905. Eluiua filia Prioris de Marisco de Holebech' [Holbeach] appellauit Simonem Gamel de pace Regis . et non est prosecuta et ideo capiatur : Et Simon sine die. (*Marg.* Capiatur.)

906. Ysabel filia Susanne appellauit Godric' hominem Petri f. Aluric' de rapo . et non est prosecuta et ideo capiatur Et Godricus sine die. (*Marg.* Capiatur.)

907. Allet filia Hamonis appellauit Walerand' carpentarium de rapo et non est prosecuta et ideo capiatur. (*Marg.* Capiatur.)

908. Walterus f. Alstan appellauit Walterum Sec de pace Regis . sc. de plaga . et captus fuit et in gaola positus . et euasit . et habuit catalla . sc. quartam partem unius nauis . precii 4 s. unde Gerardus de Kanuilla [respondeat<sup>s</sup>]. (*Marg.* De catall'.)

908a. Idem appellat Walterum f. Ywini quod permisit predictum Walterum recedere de domo sua . Et Walterus f. Ywini non uenit . (et est in m'ia<sup>1</sup>) . et plegii eius fuerunt . sc. Turkii frater eius . et Walterus Wrot . Et sunt in m'ia. (*Marg.* m'ie.)

909. Angnetis Tredegold appellauit Willelmum de Smethefeld' quod intrauit in domo ubi fuit et eam cepit et eam uerberauit et abstulit ei panniculos suos . et postea abstulit ei uirginitatem suam . et hoc offert etc . Et Willelmus defendit totum sicut v. illam que tunc et prius et post fuit succuba eius . Et dat domino Regi dim. (Regi<sup>e</sup>) m. pro habenda inde inquisicione et pro habendo iudicio suo . Juratores ergo dicunt quod reuera ipsa fuit ante et post succuba eius et quod ipsa fecit hoc appellum v. eum occasione cuiusdam femine quam ipse affidauerat . Et ideo consideratum est quod nullum est appellum . et ideo ipse Willelmus quietus. (*Marg.* dim. m. Plegius inde Prior de Wika [Wykes in Donington].)

910. Nicholaus prior de Spauling' [Spalding] dat domino Regi 20 m. pro habendo respectu usque ad 1 mensem post festum sancti Michaelis [27 October] apud Londinium de placitis que ipse dicit in curia sua debere teneri per cartam domini Regis . ita quod carta tunc super scaccarium audiat et iudicetur utrum illa placita habere debeat in curia : an tractari debeant coram Iusticiis . (*Marg.* 20 m.)

911. Willelmus Wantogen qui appellauit Rogerum f. Lefsi de roberia non est prosecutus . et ideo capiatur (nec Rogerus uenit<sup>6</sup>) . et Adam f. Rogeri appellatus de ui : non uenit . et ideo in m'ia . et plegii eius similiter . sc. francum plegium (prioris<sup>1</sup>) de Spauling' in Sutton' [Long Sutton] . Et appellati sine die. (*Marg.* De lib' prioris est et ideo in respectu m'ie.)

912. Radulfus de Bradehog' qui appellauit Herbertum f. Simonis de roberia et alios de ui : et non est prosecutus . et ideo in m'ia . Capiatur . Et appellati sine die. (*Marg.* Capiatur.)

913. Modiua de Muleton' [Moulton] que appellauit Willelmum Francum de roberia . non est prosecuta . et ideo capiatur . Et Willelmus

non uenit . (et est in m'ia<sup>1</sup>). et plegius eius fuit Paganus f. Edwini et est in m'ia. (*Marg.* De lib' prioris. Capiatur. m'ia.)

914. Radulfus f. Rannulfi de Quapelad' [Whaplode] appellat Lambertum f. Nigelli de uulnere . Et Lambertus (essoniauit se quod<sup>1</sup>) est in seruicio domini Regis ultra mare sine waranto . et ideo in m'ia . et plegii eius similiter. Willelmus de Morton' et Willelmus de Netelham [Nettleham] . Et habet diem per *essoniatorem* suum . in 1 mensem post festum sancti Michaelis [27 October] apud Westmonasterium . propter libertatem quam prior de Spauling' petit qui dicit quod curiam suam inde habere debet. (*Marg.* M'ie.)

Lambert is in mercy because he has brought no warrant from the king that he is in the king's service over sea.

915. Stephanus Poppe appellatus de ui : non uenit . et ideo in m'ia et plegii eius similiter . Radulfus f. Eudonis . sc. et Hubertus nepos Haudan . Et omnes appellati de ui : expectent sine die quousque sciatur quid contigerit de appellatis de facto. (*Marg.* m'ie. per lib' prioris.)

916. Leuiua filia Siwat appellauit Simonem f. Agg' de rapo sc. quod ipse abstulit ei uirginitatem suam et postea tenuit eam ligatam in domo sua per 8 dies . (ita quod adhuc habet catalla<sup>1</sup>) Et postquam potuit exire : iuit ad seruientem domini Regis et facta querela sua : affidauit sequi . Et post secutus [*sic*] est wapentacum et comitatum . Et hoc testatur tam seruientem quam comitatus . Concordati sunt per dim. m. quam Simon ei dare debet die dominica instanti.

917. Arnald' Motttere appellauit Priorem f. Willelmi Cluni de mahemio quod ei fecit in manu sinistra . Et prior (de Spauling'<sup>1</sup>) petit inde libertatem et curiam suam . et preterea Prior appellatus dat domino Regi 1 m. pro habendo respectu usque ad 1 mensem post festum sancti Michaelis [27 October] . Habeat diem . Plegius de m'ia : Willelmus Cluni pater Prioris . Et alii appellati de ui : expectent . Et testatum est per seruientem Regis : et per comitatum : quod ad horam et terminum ostendit uulnus . (*Marg.* 1 m.)

918. Eustacius de Thoulebi seruientem : in m'ia : eo quod dixit quod per consilium wapentaci attachiauit catalla cuiusdam hominis qui se ipsum suspendit . et wapentacum defecit eum de warantia . (*Marg.* m'ia.)

919. Robertus homo Simonis de Eboraco [York] appellauit Siwat' Preconem de pace Regis et non est prosecutus et ideo in m'ia . et plegius eius similiter . Simon de Eboraco dominus suus . Et Ailricus frater Wigot appellatus de ui : non uenit . set fugit et fuit in franco plegio prioris de Spauling' in Spauling' [Spalding] et est in m'ia. (*Marg.* Per lib' . Per lib' . m'ia.)

920. Sigrida filia Rannulfi attachiata pro quodam copertulo stangneo quod ipsa dicitur inuenisse : et unde credebatur (per stulticiam<sup>1</sup>) ipsam

inuenisse thesaurum : non uenit uel se essoniauit . Et ideo plegius eius in m'ia . Rannulfus pater eius . (*Marg.* Per lib'.)

See Introduction, p. xxxix.

921. Hugo Dod de Gedenei [Gedney] uendidit contra assisam uinum apud Gedenciam . Rannulfus nepos persone de Flet [Fleet] uendidit uinum apud Flet contra assisam . Et Alanus Scult (ibidem<sup>c</sup>) fuit uenditor uini . Robertus clericus de Biker' [Biker] apud Flet' similiter . Walterus uinitor de Londinio similiter apud Flet . Hugo f. Hugonis apud Holebech' [Holbeach] et Walterus Coggere similiter . Fulco f. Hugonis pauperis similiter uendidit uinum Fulconis persone de Quappelad' [Whaplode] apud Quappelad' . Sebrand fecit uinum uendere apud Spauling' . Robertus Criket apud Spauling' . Hugo Cuttesull' fecit uendere uinum ibidem . et Johannes Judiben similiter .

#### KIRKETON' [KIRTON] WAPENTACUM

922. Cristiana que fuit uxor Willelmi f. Johannis appellauit Radulfum f. Aggi et Ricardum fratrem suum de morte uiri sui ita quod Radulfus captus fuit et in gaola positus et ibi obiit . ut vicecomes dicit : Set juratores dicunt quod postquam positus fuit in gaola uiderunt eum errantem per patriam . Et Ricardus uenit et dixit quod alia uice coram G. f. Petri retraxit se Cristiana inde et relaxauit eundem Ricardum . Et totus comitatus recordatur hoc ita (quod<sup>1</sup>) ipsa posita fuit in gaola quia noluit sequi et post finem fecit de m'ia sua per 1 m. que iam redditur ad scaccarium . Set Cristiana dicit quod nunquam retraxit se . Et ideo consideratum est quod tam ipse Ricardus quam ipsa Cristiana : sint sub bonis (plegiis<sup>1</sup>) quousque consilium domini G. f. Petri super hoc habeatur. (*Marg.* Clericus de catall' dicatur cras . Cras.)

See Introduction, p. xxii.

923. Nigellus de Wiberton' [Wyberton] rettatus fuit quod cepit 20 s. per sic quod concelaret appellum de morte Osberti f. Wigan et juratores hoc idem presentauerunt . Set Nigellus hoc defendit . post : finem fecit per 20 s. ita quod inde quietus est clamatus est [*sic*]. (*Marg.* ad jud' ad jud' de Thoma clerico.)

Although Nigel denies that he took a bribe to conceal Osbert's death, he gives 20 s. to be quit of the accusation.

923a. Johannes persona de Swinheued [Swineshead] rettatus fuit de eodem et similiter ipse post : fecit finem per 1 m. per plegium Walteri de Pincebec [Pinchbeck] (Johannes quietus est<sup>1</sup>). (*Marg.* iam ueniet.)

*The clerk began to enter this case about half an inch lower down. He wrote Johannes, and then wrote the case close under case 924.*

924. Josce f. Picot appellauit Willelmum de Netelham [Nettleham] et Radulfum fratrem suum de morte Reginaldi fratris sui . et Henricum hominem Willelmi de ui . Et Johannes uenit et retraxit se et posuit se in m'ia . Et Willelmus quietus et Henricus (similiter<sup>1</sup>) Radulfus clericus fuit et conuictus in curia Cristianitatis exordinatus est . Plegii

Joscei . (per plegium<sup>e</sup>) Robertus f. Johannis . Rogerus Bolle . Thomas f. Johannis . Willelmus de Biker' [Bicker]. (*Marg.* Custodiantur . Johannes inueniet plegios postea.)

924a. Predictus Willelmus appellauit eundem (Johannem<sup>e</sup>) (Joscei) f. Picot de plaga ei facta . Et post uenerunt ambo et posuerunt se in m'ia pro licencia concordandi . Plegii Willelmi : de m'ia . Thedbaldus Hautein . et Ricardus Norensis . Plegii Joscei . Robertus f. Johannis . Rogerus Bolle . Thomas f. Johannis . Willelmus de Bikere. (*Marg.* m'ie.)

925. Josceus f. Alani appellauit Conanum f. Thome de uulneracione brachii sui . et Willelmum f. Alani de ui : et ipsi clerici sunt . et officialis petit de eis curiam christianitatis et habet . Et Reginaldus homo Willelmi appellatus de ui : sit sub plegium donec sciatur.

Reginald is to be under pledge until it is known what has happened to those appealed of the deed.

926. Radulfus f. Alani (appellat<sup>e</sup>) de Wiliemcot appellauit Willelmum f. Lamberti quod ipse (cum ui sua<sup>1</sup>) in pace domini Regis et nequiter assultauit eum in exeundo de domo sua et eum quadam trubla ferrea penetrauit superius labium ita quod ei excussit inde dentem . Et post fecit ei unam plagam quodam (cultello<sup>e</sup>) cultello in manu . sc. in iunctura quadam manus . Et hoc offert probare v. eum prout curia consideraerit : per corpus suum . Et Willelmus totum defendit per corpus suum . Postea uenerunt ambo et posuerunt se in m'ia (et appellati de ui similiter<sup>1</sup>). Plegii Radulfi f. Alani : Reginaldus f. Widonis . Gilebertus f. Widonis . Plegii Willelmi f. Lamberti de m'ia : Ricardus f. Walteri de Lek [Leake] . Rannulfus f. Lamberti . et Johannes . . . . Willelmi . Plegii Roberti f. Lamberti : Walterus de Gisors . Ricardus de Lek : Plegii : Alani f. Lamberti . Johannes f. Lamberti Walterus f. Reginaldi de Riskinton' [Riskington in Kirton] . Plegii Johannis fratris Lamberti : Wasce f. Walteri de Kirketon' [Kirton] . Et isti tres appellati fuerunt de ui : Plegii Lamberti : appellati de precepto : Willelmus de Gisors . Wasce de Kirketon'.

927. Wasce f. Walteri de Fotesdik [Fosdyke] appellauit Alanum f. Osberti quod ipse imprisonauit eum . et non est prosecutus et ideo in m'ia et capiatur . Idem appellauit Willelmum de Punteise et Widonem f. Joseph de ui : et ipsi non uenerunt etc . Et ideo in m'ia et plegii eorum similiter Hugo Morel . Ricardus Passauand . Johannes carpentarius . Et Alanus sine die. (*Marg.* Capiatur . m'ia m'ia.)

928. Alanus f. Walteri appellauit Adam le porter de imprisonamento et ipse non est prosecutus et ideo in m'ia et capiatur . Et Adam sine die. (*Marg.* Capiatur.)

929. Simon de Kime [Kyme] dat domino Regi dim. m. pro habenda licencia concordandi eum Eudone de Auuilla de . . . . .

929*a*. Eudo de Auuilla dim. m. pro eodem.

930. Theobaldus Haltein et Ricardus Norensis plegii Willelmi. Plegii Josce Robertus f. Johannis. Rogerus Bolle . Thomas f. Willelmi de Biker' [Bicker].

*This is written along the extreme bottom edge of the membrane. See case 924*a*.*

*mem. 7d.*

931. Adam f. Gladewini appellauit Willelmum de Netelham [Nettleham] quod ipse in pace domini Regis et nequiter in mercato de Biker' [Bicker] (occidit<sup>1</sup>) Willelmum filium suum et hoc offert probare . prout curia considerauerit ut de uisu et auditu suo : sicut homo qui etatem preteriiit . Et super hoc Alanus filius suus frater occisi uenit et dicit quod si pater suus dirationacionem illam facere non possit de morte predicta : ipsemet hoc offert probare v. eum per corpus suum ut de uisu et auditu suo si curia considerauerit : quod hoc facere debeat antequam prosecutus fuit appellum suum quod habet v. alios de plagis sibi factis (et roberia<sup>1</sup>) . Et Willelmus uenit et defendit totum v. predictum Adam sicut v. eum qui essonium ponit in etate sua . et v. ipsum Alanum sicut v. illum qui nunquam antea appellauit eum inde . nec unquam optulit v. eum dirationacionem facere inde . et sicut v. eum qui alios prius appellauit de plagis sibi factis et non processit in appello . Et comitatus cum coronatoribus quesitus testatur quod reuera in comitatu nunquam appellauit predictum Willelmum in comitatu de predicta morte . nec aliqua mencio facta fuit coram eis per ipsum Alanum de predicta morte v. ipsum Willelmum . Set recordatur quod aliquando Hugo de Neuilla dominus ipsius Ade uenit in comitatu et fecit appellum pro ipso Adam et adiecit quod si ipse Adam non posset sequi : filius eius sequeretur . Set dicunt quod ipse Alanus non fuit ibi uisus nec presens fuit . Consideratum est quod Adam eo quod posuit essonium in eo unde dirationacionem offert : sc. in eo quod etatem preteriiit : nullum habet appellum v. eundem Willelmum . et audiatur quid Alanus predictus uelit quia iam absolutus est et liber de appello quod fecerat de propriis plagis sicut ille qui posuit se in m'ia ut in (sub<sup>1</sup>)sequentibus habetur . Alanus ergo uenit et appellat predictum Willelmum quod ipse in pace domini Regis et nequiter et in murthero occidit fratrem suum Walterum [*sic*] in mercato de Biker' sicut illum v. quem ipse iram habuit occasione cuiusdam appelli quod fuit aliquando v. eum factum de morte (filii<sup>1</sup>) cuiusdam amite sue unde frater suus subdiaconus deordinatus fuit . Et quod ipse eum occidit ita : offert probare v. eum per corpus suum sicut curia considerauerit . Et Willelmus defendit mortem et totum sicut ille quem pater ipsius Alani prius appellauit inde . de quo appello per iudicium curie quietus est . et sicut v. eum qui nunquam antea appellauit eum inde . et sicut v. eum qui appellauit Hugonem de Wigef' [*sic*] de plagis que ei (facte fuerunt<sup>e</sup>) (fieri debuissent<sup>1</sup>) in mercato ubi frater ipsius Alani occisus fuit . et coram Justiciis eum relaxauit . et posuit se in m'ia . Et comitatus cum coronatoribus testatur quod Alanus nunquam antea appellauit eum inde . Dies datus est eis in 1 mensem post festum sancti Michaelis [27 October]

ad audiendum iudicium suum apud Westmonasterium. (*Marg.* Cras de utlagatis Westm'.)

Adam son of Gladwin appeals William of Nettleham of killing his—Adam's—son William, in Bicker market. And he offers to prove it in the manner the court shall adjudge, as of his sight and hearing, and as a man who is past fighting age. Alan, Adam's son, comes also and says that if his father cannot make the proof he himself will prove it by his body, as of his sight and hearing, if the court shall adjudge that he can do it before he has followed up the appeal which he himself has made against others for wounds and robbery on himself. William of Nettleham denies the whole matter against Adam, as against one who has excused himself from attending the court on the score of age, and against Alan, as against one who has never before appealed him thereof, nor offered to make proof against him, and also as against one who has previously appealed others of wounds to himself, and not followed it up. And the county and the coroners, being asked, say that it is true that Alan has never in the shire court appealed William of the death nor has he made any mention touching the death against William before them; but it is recorded that when Hugh de Neville, Adam's lord, came to the shire court on Adam's behalf, and made the appeal he added that if Adam could not follow it up his son would do so; but they say that Alan was not seen there nor was he present. It is adjudged that since Adam has excused himself from attending the court in the same way as he has offered derangement, namely that he is old, he has no appeal against William. And let it be heard what Alan wishes to say now that he is absolved and free, as one who has put himself in mercy, touching the appeal which he made concerning his own wounds (see case 931*a*). Alan therefore comes and appeals William of Nettleham of killing his (Alan's) brother, William, in Bicker market because he cherished anger against him over an appeal made at one time against William, Alan's brother, for the death of the son of a certain aunt of William of Nettleham, and as a result of which appeal William, Alan's brother, was deposed from the subdiaconate. And that for this reason William of Nettleham killed his (Alan's) brother William. William denies the death and the whole matter, as he whom Alan's father had previously appealed thereof, from which appeal he is quit by judgement of the court, and as against one who has never before appealed him thereof, and as against one who has appealed Hugh of Wigtoft of wounds, which were said to be given him in Bicker market, where his brother William was killed, and has before the justices released Hugh of Wigtoft and put himself in mercy. The county and the coroners bear witness that Alan has never appealed William before. The case is adjourned to Westminster. There are many points of interest in this case which are mentioned in the Introduction.

931*a*. Alanus f. Ade appellauit Hugonem de Wiketoft [Wigtoft] quod ipse in pace Regis et nequiter assultauit eum et ei fecit 1 plagam in digito . et aliam in confinio manus et brachii . et terciam in altero et ei robbauit 5 s. et 4 d. in denariis . et 1 supertunicale de scarleto . et 1 pallium de burneto precii 15 s. et hoc offert probare v. eum sicut curia considerauerit . Et post uenit Alanus et Hugo uenerunt et posuerunt se in m'ia . Plegii Alani de m'ia : Rogerus Fis . et Walterus Morand . et Thomas Peuerel Plegius Hugonis : Radulfus f. Stephani. (*Marg.* m'ie.)

931*b*. Thomas f. Ade qui appellauit fratres ipsius Hugonis retraxit se et ideo in m'ia. (*Marg.* m'ia.)

932. Alanus faber de Suterton' [Sutterton] appellauit Ricardum Sonc de roberia et non est prosecutus et ideo in m'ia et plegius eius similiter . Picot Rote . Et Ricardus et Willelmus de Netilham [Nettleham] appellatus de ui : sine die. (*Marg.* m'ie.)

933. Herewardus f. Willelmi appellauit Walterum f. Hugonis quod ipse in pace Regis assultauit eum et uulnerauit eum in brachio quadam furca ferrea et aliam plagam in capite et hoc offert probare per consideracionem curie per corpus suum . Et Walterus totum defendit per corpus suum . Et testatum est per coronatores et per totum comitatum quod idem Herewardus ostendit uulnera sua ad horam et terminum et sufficienter secutus est et ideo consideratum est quod duellum fiat . vadiatum est duellum . Plegii Walteri : Petrus de Gosberchirch' [Gosberton] . et Ricardus f. Herewardi . Plegii Herewardi Willelmus pater eius . et Prior de Pincebec [Pinchbeck] . Veniant armati a crastino sancti Swithini in 15 dies [30 July] apud Leicestriam . Et Hugo Loli appellatus de ui : sit sub plegios donec etc.

934. Ascelinus f. Johannis fugit pro plaga Thome fratris Ricardi per appellum ipsius Ricardi . et fuit in franco plegio prioris de Spauling' [Spalding] in Pincebec [Pinchbeck] . et est in m'ia . Nulla habuit catalla . Et Ricardus sequatur in comitatu v. eum donec etc. (*Marg.* Per lib' prioris m'ia.)

935. Asti f. Osberni de Hollet [Hoffleet] appellauit Robertum f. Reginaldi de plaga et non est prosecutus . et ideo in m'ia et capiatur . Et Alexandrum f. Kene de ui : qui non uenit . et ideo ipse et plegii eius in m'ia . sc. Johannes frater Alexandri . et francum plegium ipsius Johannis in Hollet . Et Robertus sine die. (*Marg.* m'ie.)

936. Lecia filia Roberti de Algerekirk' [Algarkirk] appellauit Walterum f. Radulfi de rapo et non est prosecuta . Et ideo capiatur . Et Walterus sine die. (*Marg.* Capiatur.)

937. Brietiua filia Guderam que appellauit Alanum f. Sibille de rapo : non est prosecuta . et ideo capiatur. (*Marg.* Capiatur.)

938. Yllaria filia Hemerici de Dunton' [Donington] appellauit Edricum f. Matillidis de rapo . Et ipse defendit rapum . et dat domino Regi dim. m. pro habenda inquisicione utrum appellet eum iusta causa : an aliter . Plegii de dim. m. Ailricus de Duninton' . Simon f. Wilstan. (*Marg.* diin. m.)

939. Margareta filia Lefric' que appellauit Alexandrum f. Brieni de rapo non est prosecuta et ideo in m'ia . et capiatur. (*Marg.* Capiatur.)

940. Hawisa filia Wolgrim appellauit de rapo Thomam f. Willelmi et non est prosecuta . et ideo Thomas sine (die!) . et ipsa capiatur . (et Thomas sine die<sup>e</sup>). (*Marg.* Capiatur.)

941. Cecilia de Hibetoft [Hiptoft] appellauit Johannem de Sutton' [Long Sutton] de rapo . Et Johannes non uenit . et ideo ipse in m'ia et plegii eius . Nicholaus de Sutton' . et Hubertus Wiring . et sunt in m'ia . Et ipsa non est prosecuta et ideo capiatur. (*Marg.* m'ie Capiatur.)



942. Rogerus f. Ailric' fugit pro morte Matillidis uxoris sue et fuit in franco plegio de Quadhauering [Quadrang] (de feudo comitis Margarete<sup>d</sup>) et est in m'ia. Et nulla habuit catalla Et Englischeria non fuit presentata et ideo murdrum. (*Marg.* m'ia murdrum murdrum murdrum.)

943. Willelmus Uxelburc attachiatus eo quod fuit cum Willelmo telario ubi submersus fuit per infortunium . non uenit uel se essoniauit . (et est in m'ia<sup>1</sup>) et plegii eius similiter francum plegium abbatis de Burg' [Peterborough] in Quadhaueringe . et Petrus prepositus et Willelmus f. Ascur . Et vicecomes respondeat de 5 s. pro equo : a quo predictus submersus cecidit in aquam. (*Marg.* m'ie. 5 s. Deo dandi.)

944. Henricus f. Alicie fugit pro ligaturis et aliis malefactis unde malecreditus est . et fuit in franco plegio de Quadhauering' feudi quod fuit comitis Mariorie . et est in m'ia . Et nulla habuit catalla . (Interrogetur<sup>1</sup>). (*Marg.* m'ia.)

945. Robertus f. Johannis Bolle et Robertus f. Thome . et Johannes carpentarius uendiderunt uinum contra assisam . et sunt in m'ia Et Alanus faber et Rollandus . et Gilebertus clericus . et Robertus Cade et Johannes f. Huberti et Robertus clericus de Biker' [Bicker] et Rannulfus Tollard' . et Simon de Blankeneia [Blankney] et Eudo f. Thome similiter in m'ia pro eodem.

#### SCHIRBEC [SKIRBECK] WAPENTAC

946. Siwat de Freston' [Frieston] appellauit Hamonem f. Askel de roberia et alios de ui : et non est prosecutus : Et ideo in m'ia et capiatur et appellati sine die. (*Marg.* Capiatur. m'ia.)

947. Eudo de Wrangle [Wrangle] appellauit Abraham de ponte de fractura domus sue et roberia . et alios de ui : et non est prosecutus et ideo capiatur . Et appellati sine die. (*Marg.* Capiatur.)

948. Eustacius f. Hauegrim appellauit Radulfum f. Ragemer de roberia . et non est prosecutus et est in m'ia . Et capiatur Et appellati sine die. (*Marg.* Capiatur.)

949. Yuo de Sancto Botulfo [Boston] appellauit Robertum aurifabrum de roberia et alios de ui : et non est prosecutus et ideo in m'ia et capiatur. (*Marg.* Capiatur m'ia.)

950. Alicia filia Iuette de Fenn' [Fen] que appellauit Safridum f. Thome de rapo . et alios de ui : non est prosecuta et ideo in m'ia . capiatur. (*Marg.* Capiatur.)

951. Hugo sumetarius appellauit Herbertum le tanur de pace Regis et non est prosecutus : et ideo capiatur . Et Herbertus (quieti<sup>c</sup>) sine die.

952. Juratores dicunt quod Radulfus faber de Fenn' appellauit Robertum de Fenn' de pace Regis et alios de ui : et quando uenit coram Justiciis dixit quod non appellauit eum nisi de pace vicecomitis . et ideo capiatur . Et appellati quieti. (*Marg.* Capiatur.)

953. Helewisa filia Siwat' appellauit Ricardum clericum de rapo . et de imprisonamento . Et Ricardus non uenit . et plegii eius fuerunt Johannes decanus de Sutton' . Thomas f. Alani . Walterus f. Toli . Lucas f. Ascelini . Et sunt in m'ia . Et Ricardus interrogetur.

954. Willelmus de Hou appellauit Alexandrum de Puinton' [Pointon] de pace Regis . et catallorum suorum asportacione . Et ipse non est prosecutus et plegii eius de prosequendo fuerunt : Ricardus f. Willelmi . et Gilebertus f. Andree . Et Alexander sine die . et appellati de ui : similiter. (*Marg.* m'ie.)

See Introduction, p. xxvi.

955. Radulfus de Norfolk [Norfolk] appellauit eundem Alexandrum de roberia et non est prosecutus . Et ideo in m'ia et plegii eius similiter . Mangnus filius Oukes . et Henricus filius Herlewini. (*Marg.* m'ie.)

956. Matillis de Elmham que appellauit Gaufridum clericum de rapo . et non est prosecuta . Et ideo capiatur . Gaufridus sine die. (*Marg.* Capiatur.)

957. Ricardus f. Baldeuini appellauit Alexandrum de Pointon' [Pointon] de roberia et non est prosecutus . Et ideo in m'ia . (et capiatur<sup>e</sup>) et appellati omnes sine die . Plegii Ricardi de prosequendo : Ricardus f. Roberti . et Thorgot de Wolmeresti [Wolmersty]. (Et sunt in m'ia<sup>l</sup>). (*Marg.* m'ia.)

958. Jordanus f. Gaufridi qui appellauit Alanum Stirce de plaga et roberia et alios de ui : non est prosecutus . Et ideo in m'ia . et plegius eius similiter . sc. Simon Brito . et appellati omnes (quieti<sup>e</sup>) sine die. (*Marg.* m'ia.)

959. Lemmerus caretarius appellauit Gerardum de Sancto Martino de roberia . et non est prosecutus . Et ideo in m'ia . et plegius eius . sc. Simon Brito. (*Marg.* m'ia.)

960. Alanus de Aluerstein appellauit Rogerum f. Toke : Rogerus obiit.

961. Alanus de Aluerstein predictus appellauit Alexandrum de Puinton' [Pointon] de roberia . et non est prosecutus . et plegii eius de prosequendo . sc. Ricardus f. Bine et Abraham de ponte . Et appellatus sine die.

962. Radulfus faber appellauit Robertum de Fenn' [Fen] de pace domini Regis et retraxit se et posuit se in m'ia . Plegii de m'ia . sc.

dim. m. Gaufridus de Beniton' [Benington] et Willelmus f. (Hugonis<sup>e</sup>) Huberti de Fenn' . (*Marg.* dim. m.)

*There is one minim too many in the first syllable of Beniton'.*

963. Rogerus de Faudingworth' [Faldingworth] fugit et fuit de manupastu Roberti Grelei . Radulfus de Netelham [Nettleham] utlagatus : fuit in franco plegio Willelmi de Netelham in Suterton' [Sutterton] . Willelmus f. Ascur . et Petrus prepositus . et francum plegium abbatis de Burgo [Peterborough] in Quadhauering [Quadring].

*These names seem disconnected jottings.*

964. (Vicecomes respondeat de 2 bobus et duobus coriis bouum et 1 carucata de catallis cuiusdam oppressi a caretac<sup>e</sup>.) Respondeat vicecomes de duobus coriis tantum.

*mem.* 8

965. Maicus de Leuerton' [Leverton] que appellauit Radulfum f. Elueue de rapo non est prosecuta Ideo capiatur . et appellatus sine die. (*Marg.* Capiatur.)

966. Alanus f. Adestan appellauit Alanum de Torp de uulneracione et roberia et non est prosecutus . Et ideo in m'ia et plegii eius similiter sc. Simon Brito et Ricardus f. Bine et appellatus sine die. (*Marg.* Capiatur m'ie.)

966a. Ricardus f. Hugonis appellatus de ui : non uenit et plegii eius fuerunt francum plegium Alani de Torp in Freskencia [Friskney] . et est in m'ia . (Et appellati sine die<sup>e</sup>).

967. Simon Brito appellauit Gilebertum f. Alward' de roberia et camere sue fractura . et non est prosecutus . Et ideo in m'ia . et non habuit plegium nisi (fidem<sup>1</sup>) et appellatus sine die. (*Marg.* Capiatur.)

968. Willelmus Gering appellauit Willelmum cocum de imprisonamento sc. quod ipse cum ui sua (in pace domini Regis et nequiter<sup>1</sup>) cum esset in seruicio (domini<sup>1</sup>) sui Widonis (apud forgiam<sup>1</sup>) cepit eum et duxit eum apud Freston' [Frieston] ad domum Willelmi de Longo campo et ibi eum tenuit (in prisa<sup>1</sup>) ita quod dominus eius non potuit eum habere per uadium et plegium . et hoc offert probare sicut curia considerauecit . Et Willelmus cocus uenit et defendit feloniam et imprisonamentum . set cognoscit quod cum misisset seruientes domini sui ad capiendum aueria predicti Widonis pro quadam m'ia in quam incidit in curia domini sui : et quam sepius summonitus reddere noluit : predictus Willelmus Gering uenit et recussit aueria capta et seruientem domini sui uulnerauit missum ad capiendum aueria : ita quod ipse arestauit eum donec inueniret plegios standi recto et de uulneracione et recussione . et quando dominus suus uenit pro eo : optulit ei eum per plegios et noluit et post optulit eum eidem coram seruiente domini Regis qui (etiam tunc<sup>1</sup>) noluit eum recipere et tunc dimisit eum liberatum sine pleuinam . Et Wido dicit quod ponit se super wapentacum utrum predicto modo imprisonamentum

fuit sicut dictum est et si hoc statim ostendit : seruienti Regi ! an non . Et Willelmus cocus similiter . Et wapentacum dicit quod illud factum debuit factum fuisse in quadragesimo . et (Wido<sup>l</sup>) non ostendit hoc in wapentaco donec ad 15 dies ante festum sancti Botulfi [3 June] . Et comitatus dicit cum coronatoribus quod nunquam audierunt loquelam illam coram se : Et ideo consideratum est quod nullum est appellum . set Wido in m'ia . Et Willelmus et alii appellati de ui : (in m'ia<sup>d</sup>) quieti. (*Marg.* m'ia.)

This case is interesting because it appears that Guy, the master, is supporting his man William in the appeal he is making, possibly because William suffered the injuries of which he complains in Guy's service. There seems no reason to suspect the clerk of mixing the two names, as the entry seems carefully made and checked. William Gering appealed William Cook that while he (William Gering) was in the service of his lord Guy at the forge, William Cook took him and led him to the house of William de Longchamp at Frieston, and held him in prison so that his lord could not have him by gage or pledge. This William Gering offers to prove as the court shall adjudge. William Cook comes and denies the felony and imprisonment, but acknowledges that when he sent his lord's servants to take the plough beasts of Guy for an amercement into which he had fallen in the court of his lord, and which, although often summoned to do so, he refused to pay, William Gering came and drove back those plough beasts and wounded William de Longchamp's servant who was sent to take them. William Cook therefore arrested him till he should find pledges of standing to right both touching the wounding and the driving back. When William Gering's lord (Guy) came for him, William Cook offered him to him by pledges, but Guy refused. And afterwards he offered him to him before the king's serjeant, but again Guy refused, and then William Cook gave William Gering his liberty without pledge. Guy puts himself on the wapentake whether the imprisonment was made in the aforesaid way, and whether it was immediately shown to the coroner or not. William Cook does the same. The wapentake says that the deed is said to have been done in Lent, and Guy did not show it to the wapentake till 3 June, that is a fortnight before the court met at Lincoln. And the shire court and coroners say that they never heard that suit before them. It is therefore adjudged that the appeal is null, and Guy is in mercy. The appealed go quit. Guy, 'the lord' of William Gering, cannot have been a lord of much standing or power. Possibly he was a blacksmith, and William his hired man.

969. Sefridus f. Reginaldi Cote arestatus fuit eo quod dictum fuit quod ipse tensauit naues transeuntes per mariscum et dimissus fuit per plegios . sc. Ricardus Bacun . et Johannes f. Jordani . et Reginaldus Cote . Et post eorum pleuinam : coronam sibi fecit et tetendit se ad modum clerici . Set non fuit (in<sup>l</sup>) tali statu quando dimissus fuit plegiis ut Ricardus de Camuilla qui eum dimisit et alii testantur . Et post uenerunt plegii : et congnouerunt quod in pleuina sua sic fuit tonsus et corona rasmus . et ponunt se in m'ia. (*Marg.* Cras m'ie.)

Sefrey Cote was arrested because he took unwarranted tolls from ships passing across the marsh, probably on their way to Boston fair. He was dismissed under pledges, and during the time he was under their pledge he made a tonsure for himself and conducted himself after manner of a clerk, but he was not in such state when he was dismissed by pledges, as Richard de Camville and others bear witness. And afterwards his pledges came and acknowledged that while he was under their pledge he was thus tonsured and his head shaven. And they put themselves in mercy. In the last line, the clerk wrote 'coronatus', and corrected it to 'corona'.

970. Matillis filia Ricardi clerici noctu strangulata fuit zona quadam a malefactoribus et Englischeria non fuit presentata et ideo murdrum. (*Marg.* murdrum.)

971. Radulfus de Burton et Walterus seruiens prioris de Freston [Freiston] . et Robertus de Langetoft [Langtoft] et Thomas de Burton' uendiderunt uinum apud Freston' contra assisam . Et sunt in m'ia. (*Marg.* m'ie.)

972. Isti uendiderunt uinum contra assisam apud Sanctum Botulfum [Boston] Willelmus de Pleseiz . Londonium [London] . Paulin . Londonium . Willelmus Basket . Lincolnia . Juel . Henricus de Arundel [Arundel, co. Sussex] Londinium . Jordanus paruus . Thomas de Arundel . Robin de Gernemue [Yarmouth, co. Norfolk] . Willelmus le Gras de Sancto Edmundo [Bury St. Edmunds, co. Suffolk] . Johannes Kide de Len [King's Lynn, co. Norfolk] . Rogerus de Norwic' [Norwich] . Londinium . Johannes Gule Johannes Merlou de Len . Gilebertus de Paris . Willelmus de Beluaco . Willelmus le Wimpler . Hugo Tortus . Rogerus homo Petri Buceual . Londinium . Brice . Wigein de Londinio . Bernardus de Norhamtona [Northampton] . Alger de Londinio . Henricus del Gardin . Ricardus de Limoges .

973. Memorandum de iuratoribus qui concelauerunt submersionem Radulfi de Tilli qui submersus fuit uersus nundinas sancti Botulfi [Boston].

#### VERUMDICTUM CIUITATIS LINCOLNIE

974. Juratores dicunt quod Yuo f. Petri fugit pro morte Edmundi clerici et fuit positus per plegios pro uulneracione cuiusdam mulieris sc. per Reginaldum Druerie . Et ideo in m'ia . Et Yuo interrogetur . Et non habuit catalla. (*Marg.* m'ia.)

975. Albreda filia Hamelberni appellauit Hugonem de Ria et Philippum de Weston' [Weston] . de rapo . Et Hugo mortuus est et Philippus clericus est . Et cancellarius *Lincolniensis* ecclesie petiit de eo curiam christianitatis . et habuit . Et Albreda non est prosecuta et ideo capiatur. (*Marg.* Capiatur.)

976. Hamelou' appellauit Simonem clericum et Joelum f. sacerdotis de rapo . Et cancellarius petiit inde curiam christianitatis et habuit.

977. Henricus f. Hugonis appellauit Hugonem f. Akke et Vincentium piscatorem et Simonem f. Owani de morte Johannis fratris sui . et non est prosecutus . Et ideo in m'ia . Et capiatur . Et appellati sine die. (*Marg.* Capiatur m'ie.)

978. Jacobus nepos Walteri medici fugit pro morte Emme uxoris sue ad ecclesiam et abiurauit regnum et Walterus qui obiit habuit catalla eius . Et ideo ab heredibus sc. a Waltero f. Walteri et Petro fratre eius . exigantur catalla . Precium catallorum 5 s. unde G. de Kanuilla. (*Marg.* De catallis.)

*There is a minim too few in the name Emme.*

979. Warnerus tonsor appellauit Johannem f. Roberti appellauit

Johannem f. Roberti [*sic*] et Robertum f. Ywan . et Henricum f. Radulfi . quod ipsi fuerunt in ui ubi Walterus de Paris robauit ei 40 s. . Et coronatores testantur quod nunquam antea appellauit ipsum Walterum . Et recordantur et presentant quod ipse appellauit predictos Johannem et Robertum . et Henricum de roberia illorum . 40 s. Et ideo Warnerius in m'ia . pro falso clamore . Et appellati quieti . Plegii . Warnerii de m'ia : Benedictus frater eius . et Nicholaus tinctor. (*Marg. m'ia.*)

*With* appellauit another hand begins, that of Roll 478, mem. 4d.

980. Aldus uxor Otte Flandrensis capta fuit apud Lincolniam cum falsis denariis . sc. cum 29 d. de falsis . et euasit . et fugit usque in Ebor' [York] et ibi iterum capta fuit . et tradita gaole Eboraci per Hugonem f. Johannis de Wikeford' [Wigford] . Et consideratum est quod idem Hugo portet breue Justiciarum usque Eboracum . ad Justicias Ebor' quod ipsi mittant eam Lincolniam ad habendum iudicium suum.

981. Ricardus f. Mathei appellauit Willelmum f. Roberti . et Jordanum f. Edmundi de roberia . 10 s. et non est prosecutus . Et ideo in m'ia . et plegii eius (Eudo<sup>o</sup>) (Agmundus<sup>l</sup>) prepositus de Carletune Radulfi de Amundeuilla [Carlton le Moorland] . et Hugo . et Ailricus de Carletune . et Alexander f. Tory . et Alanus f. Mathei de Carletune . Et appellati sine die.

982. Walterus de Kent conquestus fuit quod Walterus f. Ywain fecit fieri quandam cartam falsam ad minuendum redditum suum qui captus fuit . et traditus Willelmo de Neuport' [Newport] in custodia . Et non habuit eum coram Justiciis . Et ideo in m'ia . Plegii Willelmi de Neuport' : Reinerius le Waider . Robertus de Baudehors . Et Willelmus [*sic*] de Kent ; in m'ia pro stultiloquio suo eo quod excambiauit loquelam suam.

Walter of Kent complains that Walter son of Ywain caused a false charter to be made in order to lower his rent. William of Newport, to whom Walter son of Ywain was committed, has not produced him in court, and is therefore in mercy. Walter of Kent is also in mercy for foolish speaking because he changed the grounds of his appeal.

983. Robertus Bataile appellans . et Thomas f. Hamonis appellatus de pace domini Regis et plaga : ponunt se in m'ia . Plegii Roberti de m'ia : Robertus aurifaber . et Thomas de Coleuilla . Plegius Thome : Rogerus filius Siluestri. (*Marg. Lic'. concord'.*)

984. Johannes Tankart appellans . et Thomas predictus appellatus de eodem : ponunt se in m'ia . Plegii (Thome<sup>l</sup>) (Johannis<sup>l</sup>) de m'ia : Thomas aurifaber . et Drogo aurifaber. (*Marg. Lic' concord'.*)

985. Simon aurifaber appellauit predictum Thomam de eodem . et non est prosecutus . Et ideo in misericordia . et capiatur et Thomas sine die . Et juratores interrogati dicunt quod malecredunt ipsum Simonem de falsa carta unde Willelmus de Kent se conquestus fuit . Et dicunt quod ipse manet apud Eboracum : ut credunt.

986. Walterus Dod debet respondere de 1 equo qui fuit cuiusdam latronis Willelmi nomine qui fugit ad ecclesiam pro morte Martrine Judée . et abiuravit regnum . Precium equi : 6 s. ut Walterus dicit . Et deffendit quod non accepit premium de ipso Willelmo ut exire possit . de custodia sua sicut iuratores ei imponebant . nisi illum equum . Ideo consideratum est quod Walterus sit in m'ia . quia dimisit ipsum Willelmum abire.

Walter Dod seems to have been an unreliable holder of captured criminals who were put in his charge. In case 1011 he is in mercy because he has let Hugh, who was taken for murder, escape. Here he is summoned to answer for the horse which belonged to a robber named William, who fled to the church and abjured the realm for the death of Martrina, a Jewess. Walter says the horse was worth 6s. And he denies that he received anything, except the horse, from William to let him escape from his custody, as jurors impute to him. It is adjudged that he be in mercy for letting William go away.

987. Reperator ciphorum fugit in ecclesiam pro falsino [*sic*] . et abiuravit regnum . Catalla eius fuerunt 12 d. . unde bailliui Lincolnie debent respondere.

988. Gregorius Rosator . et Beatrix uxor eius appellavit Richild Brun . et Aeliz uxor Stephani Stalthegruth . et Willelmum Brun' . et Hugonem f. Richilde . et Walterum f. Christiane quod in pace domini Regis . uulnerauerunt eos . et asportauerunt cirographum suum . Et Richild et Aeliz et Stephanus et Willelmus . et Hugo ueniunt et deffendunt Et postea ueniunt . et ponunt se in m'ia . Plegii Gregorii : Reinerius le Waider Walterus f. Godefridi . Plegius Richild de m'ia : Stephanus aurifaber . Plegius Willelmi : Thomas de Coleuilla . Et Walterus f. Christiane non uenit . uel se essoniauit et ideo in m'ia : et plegius eius . sc. Walterus de Lega .

989. Ricardus de Brunne [Bourne] appellavit Johannem de Kirkebi quod ipse tenuit eum dum Henricus de Sancto Martino eum uulnerauit quodam cultello in dorso . et Andream de Fakenham . et Robertum Burnel . et Clement . et Johannes [*sic*] f. Radulfi de ui . Et appellati predicti sunt clerici . Et decanus Lincolniensis petit curiam christianitatis de Johanne f. Radulfi et de Johanne de Kirkebi . et habuit.

990. Hugelin quidam occidit Hugonem tinctuarium in domo Nicholai tonsoris et fugit pro morte eius . et fugit in ecclesiam . et abiuravit regnum . Et Nicholaus quesitus ubi esset quando ipse Hugo fuit occisus dixit quod non fuit domi . Juratores interrogati dicunt quod ipse Hugo fuit occisus ipso Nicholao sedente ad mensam . Et ideo in m'ia . et custodiatur pro suspicione.

Nicholas' defence that he was not at home when Hugelin killed Hugh in his (Nicholas') house is quashed because the jurors say he was sitting at table at the time.

991. Agnes uxor Willelmi Methus appellavit Warinum tonsorem de roberia . et non est prosecuta . et ideo in m'ia . Et capiatur . Et Warinus sine die.

992. Beatrix filia Margarete de Snatford [Snarford] appellauit Walterum f. Kenne . et non est prosecuta . Et ideo in m'ia . et capiatur . et Walterus sine die.

993. Aeliz filia Fredeseut appellauit Thomam f. Auce de rappo . et non est prosecuta . Et ideo in m'ia . Et capiatur.

994. . . . . uxor Rannulphi appellauit Gilebertum de Kent . et Robertum fratrem eius de roberia : 20 m. . et non est prosecuta . et ideo in m'ia . Et Robertus non uenit uel se essoniauit . Et ideo in m'ia . et plegii eius . sc. Willelmus de Kent . Et appellati sine die. (*Marg. m'ia m'ia.*)

*With the first et ideo another hand begins—that of mem. 3 of Roll 478.*

995. Alardus de Estgate appellauit Willelmum Branche de roberia 20 m. et dim. . Et non est prosecutus . Et ideo in m'ia . Capiatur Et Willelmus sine die.

*The rest of the pleas on the front of mem. 8 are added in the hand that wrote case 995 on another piece of parchment sewn to the bottom of mem. 8. This addition is much worn and difficult to read.*

996. Judei Lincolnie malecreduntur de paruo quodam qui inuentus fuit in quadam fouea . extra ciuitatem occisus sub latere suo wlneratus .

997. Gilebertus Gale appellat Johannem Flandrensem . quod ipse uenit ad domum suam in Kanewic' [Canwick] et fregit eam et robauit eum et adduxit eum inuicem [*sic*] Lincolnie . Et Johannes uenit et defendit totum ut ciuis . Consideratum est quod nullum est appellum . Et ideo Gilebertus in m'ia . pro falso clamore . Et Johannes eat quietus quia non apposuit precium in roberia ei facta.

997a. Idem appellat Johannem f. Thome de ui Johannes eat sine die.

998. Hugo Grapin appellat Toli f. Bunfare [*sic*] quod ipse uenit ad domum suam apud Canewic' et fregit domum suam et asportuit catalla sua set nulla nominauit . Et Toli uenit et defendit . Consideratum est quod nullum est appellum . quia precium non apposuit in catallis ei robbatis . Et ideo Hugo in m'ia pro falso clamore . et Toli eat quietus . Et appellati de ui similiter eant quieti.

999. Alanus Wiles appellat Nicholaum Morel quod ipse uenit ad domum suam . et robauit ei capam suam . et tunicam uxoris eius . et denarios . set non numerum nominauit . nec precium in catallis apposuit . Et Nicholaus uenit et defendit ut ciuis . Consideratum est quod nullum est appellum . quia non posuit precium in cappa et tunica . nec denarios ei robbatos nominauit . Et ideo Alanus in m'ia pro falso clamore . Et



Nicholaus eat quietus . et appellati de ui similiter eant quieti . Plegius de m'ia . Martinus Martell'.

1000. Willelmus niger attachiatus fuit pro filio suo invento mortuo ad esse coram Justiciis . Et non uenit uel se essoniauit . Et ideo plegius eius sc. Radulfus filius eius in m'ia . quia non habuit quem plegiauit .

1001. Gaufridus de Derbeia [Derby] Baldricus de Sudsexa [Sussex] Johannes de Sudengeland' . Willelmus de Richemund' [Richmond] fugerunt pro morte Roberti S . . . . et non habuerunt catalla . Et operatores fuerunt ecclesie *Lincolniensis* . Interrogentur Baldricus et Galfridus et Johannes et Willelmus.

1002. Unfridus f. Orges appellat Warinum teintorem quod ipse in pace domini Regis fecit Stephano filio suo unam plagam in capite quam ostendit Et Warinus uenit et defendit totum.

1002a. Stephanus filius ipsius Unfridi appellat ipsum Warinum quod ipse in pace domini Regis cum ui sua insultauit eum . et ei fecit quandam plagam in capite quam ostendit . Et Warinus uenit et defendit.

1003. Matillis de Neuport appellauit Ricardum Postel de rapo . et non est prosecuta . Et est in m'ia . Ricardus eat sine die. (*Marg.* Capiatur.)

1004. Juratores dicunt quod Ricardus Tonnelor percussus fuit in domo Hugonis Teobald' . et uulneratus uulnera quo obiit . Et Stephanus frater Hugonis rettatus est de illa morte . et Simon le Tresgecut . et Hugo Seriant et Hugo Teobald' rettati sunt de ui illa . Stephanus uenit et defendit mortem . et Simon et Hugo Seriant et Hugo Teobald' ueniunt et defendunt similiter . Et iuratores interrogati dicunt quod Ricardus dixit ante mortem eius quod ipse appellaret ipsum Stephanum si uiuere possit . et malecredunt illum de morte set dicunt quod post eum se appellasse [*sic*] Simonem et Hugonem Seriant . et Hugonem Teobald' de ui et quod ipsi non sunt culpabiles inde . nec malecredunt eos . Et ideo consideratum est quod appellati de ui eant inde quieti et Stephanus frater Hugonis purget se per iudicium ferri . uadiauit legem :

The jurors say that Richard Tonnelor was beaten in Hugh's house and wounded with a wound from which he died ; and that Stephen, Hugh's brother, is accused of that death ; and that Simon, Hugh the serjeant, and Hugh, in whose house it happened, are accused of being accessories. The jurors say that Richard before he died said that he would appeal Stephen if he should live, and that they themselves suspect Stephen of that death. But they say that after Stephen, Richard would have appealed the others as accessories, but that they are not guilty and that they themselves do not suspect them. It is adjudged that those appealed as accessories go quit, and that Stephen purge himself by the judgement of iron. He has waged his law.

1005. Radulfus f. Swartebrand' appellat Willelmum f. Johannis : et Willelmum fratrem eius quod ipsi cum ui sua uenerunt ad domum

suam et uerberauit eum et uxorem eius . et in pace domini Regis . et robauit ei et uxori eius 5 s. et 3 d. et 1 anulum aureum . et hoc offert probare v. eos ut ciuis . Et Willelmus et Walterus uenerunt et totum defendunt ut ciues Consideratum est quod nullum est appellum quia ipse Willelmus [nullam plagam<sup>s</sup>] ostendit nec testatum est quod aliqua plaga ei facta esset . Et iuratores interrogati dicunt quod ipse Radulfus non leuauit [uthes et clamorem<sup>s</sup>] quam debuit . nec aliquem ictum uerberationis ostendit coronatoribus . Et ideo Radulfus in m'ia pro falso clamore . Et Willelmus et Walterus cant quieti . M'ia Radulfi dim m. Johannes Flandrensis;

1006. Thomas f. Rembaut appellauit Henricum fratrem eius de roberia . et non est prosecutus Et ideo in m'ia . Capiatur et Henricus [quietus<sup>s</sup>].

1007. Henricus molendinarius appellauit Robertum f. Ingeleis et Christianam uxorem eius . et Walterum f. Thome . et Adam f. Radulfi de [ . . . . . pace<sup>s</sup>] domini Regis Et non est prosecutus : Ideo in m'ia . Capiatur . et appellati cant quieti.

1008. Emma de Ledenham [Long Leadenham] equitauit retro uirum suum in uia . et Otto nomine quidam tunc temporis infans 6 annorum iactauit quoddam . . . . . illam Emmam in capite . de quo ictu obiit . Et testatum est infortunium fuisse . et ideo Otto sit sub plegios . quia infra etatem est [Uir<sup>s</sup>] Emme non est (in<sup>e</sup>) (in<sup>i</sup>) ciuitate . et iter arripuit uersus Jerosalemitatem Jerosalemitatem [sic].

1009. Willelmus . . . . . appellauit Gaufridum Lowis de pace domini Regis et de asportatione 4 m. . Et non est prosecutus Ideo in m'ia : Capiatur . et Gaufridus sine die.

1010. Willelmus seruicus Eudonis Arsic . appellauit Robertum de Lenton' . de pace Regis . et de uulneratione . et non est prosecutus Et ideo in m'ia . Capiatur Robertus sine die . et appellati de ui . Et postea uenit Willelmus et retraxit se . Plegii Willelmi de m'ia : Petrus de Estreby [Asterby] . Robertus f. Leuerici :

1011. Hugo quidam captus pro interfectione Petri f. Nicholai . et traditus (filio<sup>e</sup>) Waltero Dod in custodia . et ideo Walterus Dod in m'ia de euasione . Et Hugo nulla habuit catalla.

1012. Johannes Gottacre . Ricardus de Raddebi [Raithby by Spilsby] . Willelmus Arundell' . Robertus Marescallus bedelli bedelli [sic] ceperunt quendam hominem qui . . . . . predicto uenit in ciuitatem et posuerunt eum in pillorio . quia non potuit eis inuenire plegios . Et ipse submisit pedes suos et antequam aliquis possit uenire ad adiuuandum eum obiit ibi . Et Thomas de Baillio et Hamo f. Lamberti prepositi ciuitatis Lincolnie [ueniunt et dicunt quod<sup>s</sup>] ipsi tunc temporis fuerunt apud Londiniam [London] . cum firma ciuitatis . et inde ponunt se super iuram : Et defendunt quod predictus homo positus fuit in pillorio

per eos . Et Johannes et Ricardus et Willelmus . et Robertus quesiti per quod warantum posuissent hominem illum in pillorio veniunt [et dicunt quod<sup>s</sup>] . . . . Parisius [*sic*] et Jordannum de Sancto Botulfo [Boston] qui mortui sunt . Et coronatores dicunt quod ipsi tunc temporis non fuerunt . . . . dixerunt quod nunquam uiderunt hominem illum . et quod eum non posuerunt in pillorio . et quod non nouerunt eum. (*Marg.* Custodiantur . . . .)

John, Richard, William, and Robert, bedells, took a certain stranger and put him in the pillory because he could not find pledges. He 'let his feet drop,' presumably the floor of the pillory gave way, and before any one could come to his assistance he died. Thomas of the Bail of Lincoln and Hamo son of Lambert, the reeves of Lincoln, come and say that they were at that time in London with the farm of the city of Lincoln, and thereon they put themselves on a jury, and deny that the man was put in the pillory by them. The four men who put him in the pillory, asked by what warrant they did so, say that they put him there (by command of) certain men whose evidence cannot now be taken because they are dead. The coroners also come and say that they were not at that time (in the city), and that they never saw the man, and that they did not put him in the pillory. The men responsible are to be taken into custody. The interest of the case, apart from the note of the reeves' visit to London with the city's farm, lies in the fact that such an incident is ventilated in the King's court. It can not be hushed up, and the men held responsible for the death are apparently punished.

*mem. 8d.*

1013. Walterus le mentur fugit in ecclesiam pro malefactis . et Bernardus de noua terra [Newland] . Stephanus le taillur Robertus Drockenbred' Thomas f. Binbrun Warnerus le tunterer . Normannus tixtor . Gaufridus Rufus . Robertus textor . Adam nepos Ade . Willelmus f. Johannis . Unfridus f. Orger . Walterus f. Johannis . plegiauerunt ipsum Willelmum [*rectius* Walterum] habendi eum coram Justiciis . Et non habuerunt et ideo in m'ia. (*Marg.* 12 m'ie.)

1014. Preceptum est bailliuis Lincolnie quod capiant in manum domini Regis . terram que fuit Hamonis qui fugit pro quadam clauē adultera . quam fecit ut dicitur . ut escaetam Regis . valet 2 s. et 8 s. redditus . de terra Rogeri Pipercon quos Viues et Abraham tenent.

1015. Bonefacius . Robertus Punteise . Thomas Arundell' . Reinerus f. Johannis . Johannes de Stanpes . Rogerus aurifaber . Alexander Costard' Iuo uinetarius uinitores uendiderunt uinum contra assisam Et ideo in m'ia . Iuo uinitor Willelmus Elias. (*Marg.* multe m'ie.)

*Elias* is seemingly a correction of *uipos Elic*.

1016. Constancius de Noua terra [Newland] . Osebertus (filius<sup>e</sup>) (frater<sup>i</sup>) Warini . Ricardus de Newport . Girardus pelliparius . Radulfus Lodein . Hamo f. Lamberti . Johannes Vilain . Warinus tonsor . Radulfus de Rothanago [Rouen] . Martinus mercenarius . Robertus mercenarius . custodes mensurarum non tenuerunt assisam et ideo in m'ia. (*Marg.* m'ie multe.)

1017. Ciuitas Lincolnie dat domino Regi 100 m. ut possit placitare sine occasione coram Justiciis :



De Willelmo Bruncoste pro eod. dim. m.  
 De Roberto Bruncoste pro eod. dim. m.  
 De Simone Burgi quia non habuit Matildem quam plegiauit . dim. m.  
 De Alano f. Walteri pro eod. dim. m.  
 De Girardo de Kanuilla tunc vicecomite 10 s. de catallis Ricardi dispensatoris fugitiui.  
 De Johanne f. Ricardi (et Philippo le Chalengur<sup>i</sup>) quia non habuerunt catalla Ricardi predicti eis commissa . dim. m.  
 De Almarico f. Simonis de Hoggestorp' [Hogsthorpe] pro uino contra assisam . dim. m.  
 De Daud de Weinflet [Wainfleet] pro eod. 3 m.  
 De Alano de Leuerton' [Leverton] pro eod. dim. m.  
 De Gaufrido de Torp pro eod. dim. m.  
 De Roberto Wippegare pro eod. 20 s.  
 De Reingot f. Agnetis pro eod. 40 s.  
 De Rannulfo f. Gunni pro assisa uini ei iniuncta et non seruata dim. m.

1021. De Ricardo f. Walteri pro eod. dim. m.  
 De Ricardo f. Bricmeri pro eod. dim. m.  
 De Gilleberto Chubbe pro uino uendito contra assisam 20 s.  
 De Elia de Freskenai [Friskney] pro eod. dim. m.  
 De uillata de Welleton' [Welton le Marsh] pro recettatione Johannis Malebranche extra francum plegium 20 s.  
 De priore de Kyme [Kyme] pro mercato de Weinflet [Wainfleet] remoto 1 m.  
 De hominibus eiusdem prioris in eadem uilla pro eod. 3 m.

#### KALSWATH' [CALSWATH] WAPENTAK

1022. De Baldrico de Grendale pro conclamento dim. m.  
 De Willelmo de Greimbi pro eod. 2 m.  
 De Roberto de Esfordebi [Asserby] pro eod. dim. m.  
 De Simone de Swaby [Swaby] pro eod. 2 m.  
 De Philippo de Leggesby [Legsby] pro eod. 3 m.  
 De Radulfo de Billesby [Bilsby] pro eod. dim. m.  
 De Philippo de Claktorp [Claythorpe] pro eod. dim. m.  
 De Ricardo de Maring' pro eod. dim. m.  
 De Willelmo f. Amphridi pro eod. 1 m.  
 De Ada le Muer pro eod. 2 m.  
 De Willelmo de Keles [Keal] pro eod. 15 m.  
 De Rannulfo de Wierne [Withern] pro eod. dim. m.  
 De Wapentak de Kalswath' pro murthero 100 s. exceptis libertatibus.  
 De Gaufrido de Frisebi [Firsby] quia non est prosequutus apellum suum v. Willelmum f. Hugonis dim. m.  
 De Radulfo Hellecok pro defalta dim. m.  
 De Willelmo f. Dilisii (de Cotes<sup>i</sup>) quia non habuit Radulfum Hellecok quem plegiauit . 20 s.  
 1023. De Thoma Peuerel quia non habuit eundem quem plegiauit . dim. m.  
 De Willelmo f. Hugonis pro habenda inquisitione (de quodam apello<sup>i</sup>) 1 m. per plegium Radulfi decani de . . . . .

- De Willelmo f. sacerdotis . quia non prossequitur apellum v. Hugonem  
Leues dim. m.  
De Girardo de Kanuilla tunc vicecomite . 13 s. et 8 d. de catallis  
Walteri f. Roberti . . . . .  
De Thoma preposito de Neuton' quia non habuit catalla ei commissa  
dim. m.  
De franco plegio nulle de Wierne [Withern] pro fuga Walteri f.  
Roberti 20 s.  
De Radulfo preposito de Brotleby [Brattleby] quia non habuit  
catalla Walteri f. Roberti ei commissa. dim. m. (*Marg.* par-  
donatur.)  
De Ernaldo de Tedletorp [Theddlethorpe] quia non est prosequutus  
v. Thoraldum f. Woluiet dim. m.  
De Ricardo f. Roberti de Sumercotes [Somercotes] pro habenda  
inquisitione v. Willelmum f. Hawise 20 s.  
De Willelmum f. Hawis' pro falso clamore 1 m. per plegium Gille-  
berti f. Roberti et Ricardi f. Haldan'.  
De Alano de Enderbi [Anderby] pro defalta dim. m.  
De Willelmo Panchard quia non prosequutus est v. Willelmum de  
Helegebi (et alios<sup>1</sup>) dim. m.

*mem. 9*

ITEM KALSWATH' [CALSWATH] WAPENTAK

1024. De Hugone de Wardes quia non est prosequutus apellum v.  
Baldricum de Rollesby dim. m.  
De Baldrico de Rollesby quia non habuit Radulfum fratrem suum  
quem plegiauit . dim. m.  
De Reginaldum Bukke pro eod. dim. m.  
De Gilleberto f. Siuord' pro eodem dim. m.

*The u of Siuord is interlined above w which is marked for deletion.*

(BURGUS DE GRIMESBI) [GRIMSBY]

1025. De burgo de Grimesbi . pro habendo respectu de libertatibus  
suis 10 m.  
De Wolbern' Kipe quia non habuit Gillebertum filium suum quem  
plegiauit dim. m.  
De Warino fratre Eudonis pro eod. dim. m.  
De Roberto tixtore quia non habuit quem plegiauit dim. m.  
De Waltero de Leisseby [Laceby] quia non habuit quem plegiauit  
dim. m.  
De Rogero Naberd' pro eod. dim. m.

GEIRTRE [GARTREE] WAPENTAK

1026. De Rogero de Maletoft pro conclamento dim. m.  
De Rogero de Stratton' [Great Sturton] pro eod. dim. m.  
De Rogero f. Godrici pro eod. 2 m.  
De Ricardo f. Gille pro eod. dim. m.  
De Ricardo f. capellani pro eod. dim. m.  
De Thoroldo de Staningeho [Stenigot] pro eod. dim. m.

- De Petro Ferrant pro eod. dim. m.  
 De Roberto f. Odonis de Scamelesby [Scamblesby] pro eod. dim. m.  
 De Ricardo de Millay pro eod. dim. m.  
 De Radulfo de Dunnington' [Donington on Bain] pro eod. dim. m.  
 De Simone f. Simonis pro defalta 1 m.  
 De Simone le Bret quia non habuit Simonem f. Gune et alios quos  
 plegiauit 40 s.  
 De Roberto de Manneby [Manby] pro eod. 1 m.  
 De Girardo de Kanuilla tunc vicecomite de catallis Philippi sus-  
 pensu 20 s.  
 De franco plegio Gilleberti de Beningworthl' [Benniworth] . pro  
 recettamento Philippi de Beningworthl' fugitiui 3 m.

## HILLE [HILL] WAPENTAK

1027. De Roberto de Saustorp [Sausthorpe] pro concelamento 4 m.  
 De Osberto de Langeton' [Langton by Spilsby] pro eod. dim. m.  
 De Roberto f. Gilleberti pro eod. 1 m.  
 De Willelmo f. Alured' pro eod. 1 m.  
 De Ricardo f. Alani pro eod. 2 m.  
 De Rannulfo de Hagworthingeham [Hagworthingham] pro eod.  
 3 m.  
 De Michaelae de Hagworthingeham pro eod. dim. m.  
 De Gaufrido f. Hugonis de Teford [Tetford] pro eod. 1 m.  
 De Roberto Andegauense pro eod. dim. m.  
 De Petro de Walmsgare [Walmsgate] pro eod. dim. m.  
 De Nicholao f. Rogeri quia non est prosequutus v. Willelmum Male-  
 bissa . dim. m.  
 De Michaelae f. Ricardi pro habenda licencia cum Nicolao f. Gilleberti  
 1 m. per plegium Alani de Marton' [Martin by Horncastle].  
 1028. De Rodlando de Wodehall' [Woodhall] quia non habuit Hamun-  
 dum de Horsinton' [Horsington] quem plegiauit dim. m.  
 De Roberto de Horsinton' pro eod. dim. m.  
 De franco plegio Willelmi de Quercu in Enderby [Bag Enderby] .  
 pro fuga Roberti de Orlens 1 m.  
 De franco plegio Willelmi Malebissa in Enderbi quia non habuit  
 quos plegiauit dim. m. (*Marg.* pardonatur.)  
 De Nicolao f. Siward' pro eod. dim. m.  
 De Girardo de Kanuilla tunc vicecomite de catallis Willelmi de  
 Lusceby [Lusby] (mankati<sup>1</sup>) 4 lib. et 6 s.  
 De Willelmo de Harington' [Harrington] pro defalta 100 m.  
 De Waltero Bek pro habenda una bouata terre que fuit Willelmi  
 de Lusceby [Lusby] per 1 annum dim. m. (ita quod non faciat  
 uastum uel exilium in terra illa<sup>1</sup>).  
 De Willelmo de Winceby [Winceby] pro licencia concordandi cum  
 Iuetta filia Rannulfi 20 s. per plegium Johannis de Orreby  
 [Orby].

## HORNECASTR' [HORNCASTLE] WAPENTAK

1029. De Andrea de Edlington' [Edlington] pro habenda inquisitione v.  
 Johannem f. Thoroldi de Edlington' 10 m.

- De franco plegio eiusdem Andree . in Edlington' . quia non habuit quos plegiauit 1 m.
- De Astino de Wispinton' [Wispington] pro licencia concordandi cum Simone de Edlington' . (20 s.) per plegium . Rogeri de Torp (et Osegot de Wispinton' et Willelmi fratris Juel').
- De Simone de Edlington' pro eodem 1 m. per plegium Willelmi de Landa et francoplegii [sic] sui . (et Radulfi de Lande') et Radulfi de Stures.
- De franco plegio nulle de Scriuelesbi [Scrivesby] . sc. Roberti Marnion' . pro fuga Rogeri de Lindeseia [Lindsey] 4 m.
- De Girardo de Kamulla de catallis predicti Rogeri 6 s.
- De franco plegio de Marton' terre monialium de Steinfeld [Stainfield] quia non habuit quem plegiauit dim. m. (*Marg.* pardonatur.)
- De franco plegio Roberti de Tateshale [Tattershall] pro fuga Joppe Brab . dim. m.
- De Ricardo Bruno quia non habuit Stephanum de Kuningesbi [Coningsby] quem plegiauit . dim. m.
- De Radulfo f. Rogeri pro eod. dim. m.
- De Reginaldo Cote quia non habuit Safrai filium suum quem plegiauit 1 m.
- De Radulfo Cat pro eod. 1 m.

## SOKA DE HORNECASTR' [HORNCASTLE]

1030. De Eudone de Askeby [West Ashby] pro habenda inquisitione v. Robertum nepotem Euerardi 20 s. per plegium Henrici de Askebi (et Rogeri de Askebi').
- De Roberto nepote Euerardi pro m'ia sua 1 m. per plegium Roberti de Auford' [Alford].
- De Henrico de Hornecastr' . pro licencia concordandi v. Dobbe f. Iuonis 1 m. per plegium . Walteri de interpontes de Hornecastr' et Johannis de Timelebi [Thimbleby].
- De Dobbe f. Iuonis pro eod. . dim. m. per plegium . Ricardi Brun et Alani prepositi.

## BULINGBROC [BOLINGBROKE] WAPENTAK

1031. De Osberto de Lindeseie [Lindsey] } per plegium Gilleberti de  
pro licencia concordandi cum } Beningworth' [Benniworth]  
Alano de Stikenai [Stickney] } et Johannis f. Radulfi et  
20 s. } Henrici de Bilingei [Billing-  
De Alano de Stikenai pro eod. 4 lib. } hay].  
De comite Cestrie [Chester] pro mercato suo de Bulingbroc remoto.  
(*Marg.* Super scaccarium.)  
De uillata de Bulingbroc pro eod. dim. m.

## LUTHESCH [LOUTHESK] WAPENTAK

1032. De Luthesch wapentak pro murthero 10 m. et dim. m.  
De Roberto Siluerters quia non habuit Edricum quem plegiauit 1 m.  
De Alano f. Eustachii pro eod. dim. m.



- De Hugone Winter patre Edrici pro eod. dim. m.  
 De franco plegio Radulfi f. Brieni in Welleton' [Welton le Wold] pro fuga Henrici Gallegos . Nichil.  
 De Willelmo de Baiocis [Bayeux, Normandy] pro transgressione dim. m.  
 De Waltero filio Roberti pro licencia concordandi cum Waltero f. Unphridi 20 s.  
 De Simone f. Hugonis quia non est prossequutus v. Willelmum f. Willelmi dim. m.  
 De Anketillo messero de Lutha [Louth] quia non est prossequutus v. Walterum f. Swani 2 m.  
 De franco plegio Willelmi de Seis in Totele [Tothill] pro fuga Willelmi de Totele 1 m.  
 De Willelmo Burell' pro falso apello 1 m. per plegium Ricardi de Bleseby [Bleesby] et Elie de Welleton' (et Walteri de Swabi) [Swaby].  
 1033. (De Willelmo de Manneby [Manby] pro transgressione dim. m<sup>o</sup>).  
 De Conarto f. Elye ut non poneretur in iurata de Hoiland' [Holland] 1 m.  
 De Willelmo f. Roberti de Salfletebi [Saltfleetby] pro licencia concordandi (cum Audegrim<sup>i</sup>) 1 m. per plegium Haroldi constabularii . et Ricardi de Blesebi.  
 De Hugone f. Roberti de Reithebi [Raithby near Louth] quia non habuit Amiam quam plegiauit dim. m.  
 De Radulfo ferratore de Luda [Louth] pro licencia concordandi cum Radulfo f. Jordani 2 m. (per plegium Ade f. Unphridi . Rannulfi f. Jordani . Roberti f. Walteri<sup>i</sup>).  
 De Radulfo f. Jordani pro eod. 2 m. per plegium Alani Saterdai . et Simonis fratris Jordani sacerdotis.  
 De franco plegio uillate de Luda . pro fuga Jordani 10 m.  
 De Gaufrido f. Johannis de Welleton' [Welton le Wold] . quia non habuit Radulfum de Grangia quem plegiauit 1 m.  
 De Osberto Kinel quia non est prossequutus v. Josce f. Rannulfi dim. m.  
 De Rannulfo Bla de Skitebroc [Skidbrook] quia non est prossequutus . dim. m.  
 De Gaufrido de Hotham [Holtham in Legsby] quia retraxit se v. Gaufridum de Wikham [Wykeham] 1 m. per plegium Roberti de Rasene.  
 De Willelmo de Radburne [Redbourne] pro uino uendito contra assisam 1 m.  
 De Waltero de Leggesbi [Legsby] pro eod. 1 m.  
 De Alano Saterdai pro eod. 20 s.  
 De Radulfo Chaspeis pro eod. dim. m.  
 1034. De Thoma f. Johannis pro eod. dim. m.  
 De Rannulfo Schadiwei pro eod. 1 m.  
 De Thoma f. Ricardi Fegge pro eod. dim. m.  
 De Rogero Orre pro eod. dim. m.  
 De Willelmo f. Godwini pro eod. dim. m.  
 De Jordano f. Simonis pro eod. 2 m.

- De Radulfo Kissefirthing' quia non seruauit assisam uini sibi iniunctam 1 m.  
 De Hereberto f. Skeitheman pro eod. dim. m.  
 De Willelmo Barefot pro eod. dim. m.  
 De Radulfo filio prioris de Markebi [Markby] pro uino uendito contra assisam 20 s.  
 De Roberto de Strubbi [Strubby] pro eod. 20 s.  
 De Simone de Brumtorp [Bonthorpe] pro eod. dim. m.  
 De Willelmo de Helegelo [Belleau] pro eod. 4 m.  
 De Rogero mercatore de Maubertorp [Mablethorpe] pro eod. (100 s.<sup>d</sup>) 10 m.

*mem. 91.*

WELLE [WELL] WAPENTAK

1035. De Gaufrido Columban' pro concelamento dim. m.  
 De Gilleberto de Sancta Cruce pro eod. dim. m.  
 De Jollano de Stowe [Stow St. Mary] pro eodem dim. m.  
 (De Roberto Wale pro eod. 20 s.<sup>d</sup>)  
 De Radulfo de Builly pro eod. dim. m.  
 De Aumundo de Stratton' [Sturton by Stow] pro eod. dim. m.  
 De Rogero de Keftesby [Kexby] pro eod. 10 s.  
 De Anketillo Peudelupo pro eod. 20 s.  
 De Rogero de Bramceby [Bransby] pro eod. 20 s.  
 De Willelmo le Futur de Glenteworth' [Glentworth] quia non est prosequutus dim. m.  
 De franco plegio Radulfi Wascelin' in Upton' [Upton] pro fuga Simonis dim. m.  
 De franco plegio Willelmi Winoc in Upton' pro fuga Nigelli 1 m.  
 De franco plegio prioris de Ellesham [Elsham] in Upton' pro fuga Gregorii dim. m.  
 De Gilleberto de Wiuelingham [Willingham by Stow] pro falso apello . dim. m. per plegium Roberti (de<sup>d</sup>) Wale.

WRAGGEHO [WRAGGOE] WAPENTAK

1036. De Wraggeho wapentak pro murdro 6 m. exceptis libertatibus.  
 De Henrico de Hauton' [Holton by Beckering] pro falso apello 1 m. per plegium Petri de Bekering'.  
 De Jordano le Rat pro licencia concordandi 20 s. per plegium Henricus [sic] de Wraggeby [Wragby] . et Willelmi fratris Rogeri . (et Matheus [sic] Vanin<sup>d</sup>).  
 De Gaufrido f. Willelmi pro eod. 1 m. per plegium Willelmi de Hauton' et Gaufridi de Lund.  
 De Willelmo de Hauton' pro eod. 20 s. per plegium Beringeri de Bekering' et Roberti de Hotham [Holtham in Legsby] . (et Andree de Hotham<sup>d</sup>).  
 De Radulfo f. Thome de Beningeworth' [Benniworth] . pro eod. 1 m. per plegium Nigelli de Beningworth' et Holte [sic] de Snelleslund [Snelland].  
 De Ricardo fabro de Snelleslund pro eod. 1 m. per plegium Holte de Snelleslund et Radulfi de Normanuilla.

- De Henrico de Merula pro eod. dim. m. per plegium Hugonis de Merle.  
 De Gerardo de Kanuilla de catallis Willelmi Pipere et Iuonis 12 s.  
 De Dinisio de Sixle f. Radulfi pro falso apello . dim. m. per plegium Radulfi patris sui.  
 De Alano molendinario pro fine suo dim. m. per plegium Willelmi f. Simonis.  
 De franco plegio Willelmi Trussebut in Westbarkworth' [West Barkwith] . pro fuga Ernisii dim. m.

## NESSE [NESS] WAPENTAK

1037. De Waltero f. Radulfi pro falso apello 1 m. per plegium Hugonis f. Alani et Willelmi de Morton'.  
 De Henrico de Karleby quia non habuit Rogerum quem plegiauit dim. m.  
 De Radulfo f. Osberti de Wiham [Wyham] pro eod. 10 s.  
 De franco plegio abbatis de Croyland' in Langetoft pro fuga Gilleberti 4 m.  
 De Hugone de Turleby quia non est prosequutus dim. m.  
 De Aluredo de Turleby quia non habuit Hugonem quem plegiauit dim. m.  
 De Willelmo f. Meriet pro eod. dim. m.  
 De Willelmo Franceis quia non est prosequutus dim. m.  
 De Johanne f. Widonis quia retraxit se v. Henricum de Euesham 2 m. (per plegium Johannis de Trekingeham [Threckingham] et Willelmi de Aubeny de Baston' [Baston] . et Johannis f. Roberti et Willelmi prepositi de Langetoft [Langtoft]).

## BOBY [BOOTHBY] WAPENTAK

1038. De franco plegio de Welleburne [Welbourn] ducis Louuaine pro fuga Walteri 1 m.  
 De Roberto le Karl pro falso apello dim. m.  
 De franco plegio Boidin' de Ramescot' in Naueneby [Navenby] pro fuga Gaufridi 20 s.  
 De Petro Pollard quia retraxit se v. Simonem . dim. m. per plegium Ade de Nenton'.

## MANLE [MANLEY] WAPENTAK

1039. De Manle wapentak pro murthero 10 m. exceptis libertatibus.  
 De Thoma de Berewik quia non est prosequutus . dim. m.  
 De Roberto Francenant . pro falso apello dim. m. per plegium Ricardi decani de Marneham [Marnham, co. Nottingham] per laicum feudum.  
 De Murielle uxore Godardi Kising' quia non est prosequuta . dim. m.  
 De soka de Hornecastr' [Horncastle] pro receptatione Henrici Pincon' extra franco plegio . 100 s.  
 De Ricardo Brun de Rokesby [Roxby] quia non est prosequutus . dim. m.

- De Thoma f. Mainardi pro eod. dim. m.  
 De Eudone de Aufford' quia non habuit quem plegiauit 1 m.  
 De Roberto de Torp fratre Johannis . quia non habuit quem plegiauit dim. m.  
 De Willelmo Helle quia non est prossequeutus . dim. m.  
 De Heruco de Gunnesse [Gunness] pro eod. 1 m. . per plegium Ricardi decani de Marneham [Marnham, co. Nottingham].  
 1040. De Nicolao de Bosco quia non habuit quem plegiauit dim. m.  
 (De Hugone de Ingham [Ingham] pro transgressione . dimidia marca<sup>c</sup>.) (*Marg.* Pardonatur per petitionem Ricardi M'.)  
 De Girardo de Kanuilla de catallis Ade berkarii de Twiggemore [Twiggemore] 3 s.  
 De franco plegio Simonis de Messingeham [Messingham] pro fuga Willelmi berkarii . dim. m.  
 De G. de Kanuilla . de catallis predicti Willelmi 6 s.  
 De Rannulfo de Touetorp [Towthorpe] pro transgressione 5 m.  
 De Otone de Barkeston' [Barkston] pro fuga Willelmi 20 m.  
 De Lefwino filio Sirich manente in Lincolnia quia non est prossequeutus dim. m.  
 De Radulfo Nigro de Skalleby [Scawby] quia non habuit quem plegiauit dim. m.  
 De Roberto Wascelino pro (parte<sup>d</sup>) mercati sui remoti in Burton' [Burton on Stather] 5 m.  
 De Ricardo Cestr' pro parte mercati sui remoti in eadem uilla 1 m.  
 per plegium Ricardi de Marneham [Marnham, co. Nottingham].  
 De hominibus comitis Bolonie in eadem uilla pro eod. 1 m.

## ASELAKEHO [ASLACOE] WAPENTAK

1041. De Aselakeho wapentak pro murthero 4 m. exceptis libertatibus.  
 De Ricardo de Haketorn [Hackthorn] pro transgressione dim. m.  
 De Heréberto de Croxholm . quia non est prossequeutus dim. m.  
 De Alardo de Helmeswell' [Hemswell] quia non est prossequeutus . dim. m.  
 De Alano f. Henrici pro fine suo . dim. m. per plegium Ricardi (de<sup>d</sup>) f. Swein'.

## CORINGEHAM [CORRINGHAM] WAPENTAK

1042. De Andrea de Greingham [Grayingham] uiro Frethesent quia uxor eius non est prossequita dim. m.  
 De Pigot de Wiun [Wyham] quia retraxit se 1 m. per plegium Roberti f. Muriellis . et Willelmi f. Forn . et Alani f. Barn.  
 De Willelmo de Silkeswath [Susworth] pro eod. 1 m. per plegium Alani f. Steinware . Baldewini Perche . et Turkil f. Willelmi.  
 De Radulfo de Silkeswath pro eod. 1 m. per plegium Roberti f. Walteri . et Baldewini f. Roberti de Misterton' [Misterton, co. Nottingham] . et Rogeri de Colun.  
 De Petro de Silkeswath pro eod. 1 m. per plegium Ricardi de Chaam et Alani f. Muriellis . et Alani f. God'.  
 De Roberto de Silkeswath pro eod. 1 m. per plegium Rogeri f. Gode . et Willelmi de Tofto . et Gaufridi f. Ernui.

De Girardo de Kanuilla de catallis Willelmi de Geinesburg' [Gainsborough] . 32 s.

LAUELRIſ [LAWRESS] WAPENTAK

1043. De Lauelris wapentak pro murthero 4 m. exceptis libertatibus.  
 De Andrea Camberlano . pro licencia concordandi v. Thomam Camerarium 1 m. per plegium. Martini de Scamton' [Scampton] et Anphridi de Scamton'.  
 De Thoma Camerario pro eod. . 20 s. per plegium . Ricardi nepotis et Roberti Pel de Cerf.  
 De franco plegio Thome Makerel junioris pro fuga Willelmi Wace in Northcarleton' [North Carlton] . dim. m.  
 De franco plegio Joel' de Aula in Duncham [Dunham] pro fuga Ketel . dim. m.

TREHO [TREHOES] WAPENTAK

1044. De Treho wapentak pro murthero 3 m. exceptis libertatibus.  
 De Alexandro Wisman pro licencia concordandi cum Michaeli de Asebi [Aisby] 1 m. per plegio Willelmi de Neuton' [Newton by Folkingham].  
 De Michaeli de Asebi pro eod. 1 m. per plegium Osberti de Diue et Walteri de Rudestain . et Gaufridi de Asebi.  
 De Roberto filio Reginaldi pro eod. 1 m. per plegium . Walteri de Heidore [Haydour] et Michaelis de Asebi.  
 De Willelmo Trig pro eod. 1 m. per plegium Radulfi Chaudpein . et Nicolai f. Aki . et Gaufridi de Asebi.  
 De Rogero f. Auke quia non habuit quem plegiauit . 1 m.  
 De Waltero f. Reginaldi quia non habuit quem plegiauit . dim. m.  
 De Johanne de Hasebi [Haceby] pro transgressionem . 20 s.  
 De Willelmo de la L    . quia retraxit se . 20 s. per plegium Willelmi de Neuton' . et Willelmi f. Ade . et Roberti f. Sibille . et Heruei prepositi.  
 De Radulfo de Wauteruilla pro eod. 2 m. per plegium Nicolai de Lundertorp [Londonthorpe] . et Osberti Cofin . et Walteri de Lundertorp . et Paulini de Gunuordebi [Gonerby].  
 De Hugone f. Elfwine pro eod. . dim. m. per plegium Willelmi f. Jorild' Roberti f. Colgrim de Hundinton' [Honington].  
 De franco plegio Osberti de Diue in Asebi pro fuga Hugonis dim. m.

WINIEREBRIGGE [WINNIBRIGGS] WAPENTAK

1045. De Winierebritte wapentak pro murthero 4 m. exceptis libertatibus.  
 De Rogero fabro de Seggebroc [Sedgebrook] . quia non habuit quem plegiauit . dim. m.  
 De Godwino f. Elwine pro eod. dim. m.  
 De Reginaldo f. Ricardi pro eod. dim. m.  
 De Rogero f. Lefwine pro eod. . dim. m.  
 De franco plegio ducis Louan' in Seggebroc pro eod. . 20 s.

- De franco plegio Willelmi de Aubeny in Wollestorp [Woolsthorpe] pro fuga Johannis Gris. 1 m.  
 De franco plegio Girardi de Fauencurt in Wollestorp pro fuga Willelmi. dim. m.  
 De Rogero Crasso de Graham [Grantham] pro uino uendito contra assisam 1 m.  
 De Caperun de Graham pro eod. 1 m.  
 (De Ranulfo f. Ranulphi pro licencia concordandi . dim. m. per plegium . Petri f. Roberti fabri et Gilleberti mitoris<sup>e</sup>.)  
 De Thoma f. Walteri extra portam pro eod. 20 s. per plegium Willelmi filii Uitalis de Beregebi [Barrowby] et Joscelini de Bergeby.

*mem. 10*

BELTESLAWE [BELTISLOE] WAPENTAK

1046. (De Belteslawe wapentak pro murdro<sup>d</sup>.)  
 De Belteslawe wapentak pro murdro 5 m.  
 De Radulfo f. Osberti de Wiham [Witham] pro licencia concordandi. 1 m. per plegium Roberti de Lund [Lound] et Radulfi Bonseruise.  
 De Waltero de Torpel [Thorpe, co. Northampton] . pro eod. 1 m. per plegium Willelmi de Sancto Laudo et Briani de Lund.  
 De Philippo de Diue pro fuga Johannis . dim. m.  
 De Roberto f. Haldani pro licencia concordandi. 1 m. per plegium Willelmi de Cleipol [Claypole] . et Ricardi nepotis Willelmi.  
 De Willelmo le Fol pro eod. 1 m. per plegium Roberti Basewin' . et Rannulfi de Vyly de Biham [Bytham].  
 De franco plegio Gaufridi (de Saucosmar<sup>1</sup>) in Lopintorp [Lobthorpe] pro fuga Rogeri 1 m.  
 De Roberto de Lund quia retraxit se v. Robertum de Amundeuilla . 20 s. per plegium . Willelmi f. Alani de Scodlestorp [Scottlethorpe] . et Alani f. Godwini de Lund.  
 De Roberto de Amundeuilla quia non habuit quem plegiauit 10 s.  
 De francoplegio eiusdam Roberti in Scodlouestorp pro eod. 10 s.  
 De Hugone preposito de Scodlouestorp pro eod. dim. m.  
 De Nicolao de Stuteuilla pro mercato suo de Edenham [Edenham] remoto 5 m.  
 De uillata de Edenham pro eod. 2 m.

AUELUND [AVELAND] WAPENTAK

1047. De Auelund wapentak pro murdro 3 m. exceptis libertatibus.  
 De francoplegio Baldewini Wak in Hermentorp [Hanthorpe] . pro fuga Roberti . dim. m.  
 De Waltero de Birkorp [Birtherpe] pro licencia concordandi dim. m. per plegium Reignerii de Usebi [Ouseby in Birtherpe—corrected from *Dusebi*].  
 (De Waltero Luuet pro eod. dim. m. per plegium Willelmi de Osbernebi<sup>e</sup> [Osbourneby]). (*Marg. E. de F'.*)  
 De Ricardo Burnel pro transgressione dim. m.  
 De francoplegio Ricardi de Hanuilla in Hakoneby [Haconby] pro fuga Ade Strikelok 1 m.

De G. de Kanuilla tunc vicecomite de terra Rogeri Grossi que est qui tenuit per serianteriam de domino Rege 12 d. singulis annis reddendis . et est eschaeta.

De terra Simonis de Walecot' [Walcot] que est de feudo Gilleberto de Gant 2 s.

ASEWARDSTHIRNE [ASWARDHURN] WAPENTAK

1048. De Asewardesthirne wapentak pro murdro 4 m. exceptis liberatibus.

De franco plegio Hawise de Kyme in Kyme [Kyme] pro fuga Roberti . 1 m.

De G. de Kanuilla tunc vicecomite de catallis Aluredi carpentarii 2 m.

De Seiero de Arceles quia non habuit quem plegiauit 1 m.

De Alano de Beninton' pro eod. dim. m.

De Roberto de Seueresby [Searby] pro eod. 1 m.

De Hugone de Ruperes pro falso apello dim. m.

De Ricardo le Norreis quia non habuit Andream quem plegiauit (dim. m.<sup>e</sup>) (1 m.<sup>1</sup>).

De Henrico f. Aluredi quia non est prossequutus . dim. m.

De Ricardo f. Aluredi quia non habuit quem plegiauit . dim. m.

De Ricardo f. Gillegrai quia retraxit se . 20 s. per plegium Hugonis de Baketon' [Boughton] . et Rogeri portarii . et Philippo de Hekinton' [Heckington].

De Willelmo Witgos pro defalta . dim. m.

De Roberto f. Bricthue quia non habuit quem plegiauit . dim. m.

De Alano Messero . pro habendo iudicio suo (festinanter<sup>1</sup>) 3 m. per plegium Hugonis Scoti.

De Andrea de Horbling' [Horbling] pro transgressione 1 m.

De Radulfo f. Radulfi de Lafford' [Sleaford] quia non habuit quem plegiauit dim. m.

LOVEDON' [LOVEDEN] WAPENTAK

1049. De Alienor de Kattorp [Caythorpe] . quia retraxit se . dim. m. per plegium . Johannis Coleman et Ricardi Tengy.

De Ada Walensi quia (non habuit quem<sup>e</sup>) (retraxit se<sup>1</sup>) dim. m. per plegium Johannis et Ricardi prenominati.

De Roberto filio Reginaldi quia retraxit se dim. m. per plegium Alienor de Kattorp.

De Willelmo Suflegest pro eod. 1 m. per plegium Gaufridi prepositi de Westburg [Westborough] . et Jordani de Dodinton' [Dry Doddington] et Girardo de Huell' [Howell].

De Ricardo Ragnel quia non est prossequutus . dim. m. per plegium Osberti fratris Ricardi.

De Gilleberto de Dodinton' pro uino uendito contra assisam dim. m.

De Roberto le Simple [*sic*] pro eod. dim. m.

De Willelmo f. Lefwine Fotitone pro recattatione Lefwin' conversi 3 m. per plegium Radulfi de Stubbeton' [Stubton] et Willelmi Bruni et Gaufridi f. Johannis et Gaufridi f. Toke.

In case 785 William f. Lefwine appears as Willelmus f. Lefwini de Foston'.

- De Rogero Grasso de Graham [Grantham] pro transgressione dim. m.  
per plegium (Nicolai<sup>1</sup>) de Lundertorp [Londonthorpe].  
De Ricardo f. Roberti pro eod. dim. m. per plegium eiusdem  
Nicolai.

## FLAXWELLE [FLANWELL] WAPENTAK

1050. De Flaxwelle wapentak pro murthero 3 m. exceptis libertatibus.  
De Ricardo de Ermenters quia non habuit quem plegiauit . dim. m.  
De Willelmo de Caston' pro defalta . dim. m.  
De Willelmo de Neuton' quia non habuit quem plegiauit dim. m.  
De Hamundo de Lafford' [Sleaford] pro uino uendito contra assisam  
1 m.  
De Hugone de Haldingeham [Holdingham] pro defalta dim. m.  
De Willelmo de Walecot' pro uino domini Regis ei commissio 1 m.  
De eodem Willelmo pro m'ia sua 1 m.  
De Hugone de Baketon' [Boughton] pro euasione 20 s.  
De Willelmo f. Askel' pro eodem 20 s.  
De uillata de Lafford' pro mercato suo remoto . 3 m. et non plus  
propter taillagium.  
De Folcone fabro (et sociis suis<sup>1</sup>) . pro habendo inquisitione de  
30 s. redditus in Gressebi . dim. m.

## LANGHO [LANGOE] WAPENTAK

1051. De eodem wapentaco pro murthero exceptis libertatibus 3 m.  
De Rannulfo f. Willelmi pro licencia concordandi 1 m. per plegium  
Henrici de Areci et Dauid de Wadinton' [Waddington].  
De Dauid' de Wadinton' pro eod. 1 m. per plegium Johannis de  
Uico et Willelmi f. Simonis de Boby [Boothby Graffoe].  
De Waltero f. Gaufridi quia uxor eius retraxit se . dim. m. per plegium  
Willelmi Palmari de Bramceton' [Branston].  
De Hugone filio Roberti de Mederingeham [Metheringham] quia  
retraxit se dim. m. per plegium Alexandri f. Ulph'.  
De Johanne de Noketon' [Nocton] pro eod. dim. m. per plegium  
Petri de Neuilla.  
De Rannulfo forestario de Noketon'. pro eod. dim. m. per plegium  
eiusdem Petri.  
De Rogero forestario pro eod. dim. m. per plegium Hugonis de  
Eincurt.  
De Waltero de Kirkeby [Kirkby Green] pro transgressione 1 m. per  
plegium.  
De Villata de Kanewik pro transgressione dim. m.

## GRAFFO [GRAFFOE] WAPENTAK

1052. De eodem wapentak pro murthero 3 m. exceptis libertatibus.  
De Rannulfo f. Radulfi de Bulteham [Boultham] quia (retraxit se<sup>e</sup>)  
(non est prosecutus<sup>1</sup>) dim. m.  
De G. de Kanuilla de catallis Roberti f. Walteri fugitiui 20 s. (*Marg.*  
Ad opus clericorum.)



De franco plegio Willelmi de Sancto Vedasto in Turlebi [Thurlyb  
near Lincoln] pro fuga Roberti 1 m.

De Willelmo f. Gerardi quia non est prossequutus . dim. m.

LUEBURGA [LUDBOROUGH] WAPENTAK

1053. De eodem wapentak pro murthero 1 m. exceptis libertatibus.  
De franco plegio Willelmi f. Aunphridi in Foterebi [Fotherby] pro  
fuga Roberti . dim. m.  
De G. de Kanuilla de catallis eiusdem Roberti 6 d.

WALESCROFT [WALSHCROFT] WAPENTAK

1054. De Roberto de Walesbi [Walesby] pro concelamento dim. m.  
De Waltero Waschet pro eod. dim. m.  
De Hugone de Baiocis pro eod. dim. m.  
De Willelmo Beket pro eod. dim. m.  
De Alano de Maubertorp [Mablethorpe] pro eod. dim. m.  
De Ada le Rat pro eod. dim. m.  
De Radulfo de Angoteby [Osgodby by Kirkby] pro eod. dim. m.  
De Ada de Prylly pro eod. dim. m.  
De Ricardo de Curcy pro eod. dim. m.  
De Germano de Rasen' [Rasen] pro eod. dim. m.  
De Waltero f. Gerardi pro eod. dim. m.  
De Roberto le Bret pro eod. 1 m.  
De Rannulfo f. Ricardi (de Saxebi<sup>1</sup>) pro falso apello 1 m. per plegium.  
Roberti de Ouneby [Owmby] et Simonis de Saxeby [Saxby by  
Owmby].  
De Abraam de Crokxebi [Croxby] quia non est prossequutus 1 m. per  
plegium.  
1055. De Waltero de Belesby [Beelsby] pro transgressione 50 m. per  
plegium Simonis de Kime [Kyme] . de 10 m. et Andree de  
Wotton' [Wootton] de 10 m. . et Roberti de Walesby . de 3 m.  
et Johannis de Alneto . de 2 m. Et de residuo sunt plegii .  
Walterus Waschet . Radulfus de Angotebi . Petrus de Ireford  
[Irford] . Willelmus de Wion [Wyham] . Rannulfus de Katebi  
[North Cadeby] . Hugo de Torebi [Thoresby] . Willelmus de  
Cotes . Radulfus de Humberstain [Humberstone] . Henricus de  
Funtelai . Jacobus de Bernolebi [Barnoldby le Beck] . Willelmus  
de Alesbi [Aylesby] . Robertus f. Ricardi.

*mem. 10d.*

- (De Waltero de Belesby [Beelsby] pro transgressione . 50 m. per  
plegium Simonis de Kime [Kyme] . de 10 m. . et Andree de  
Wutton' de 10 m. Roberti de Walesby de 3 m. et Johannis  
de Alneto . de 2 m<sup>c</sup>.) (*Marg. alibi.*)  
De Thoma Malgre pro transgressione . dim. m.  
De Roberto de Hauton' [*query* Holton le Moor] quia non est prosse  
qutus . dim. m.  
1056. De Hawisia de Keueremund [Kirmond le Mire] pro defalta  
dim. m.  
De Matilde filia Edrici quia non est prossequita . dim. m.

- De Willelmo de Lincolnia de Lindwode [Linwood] pro defalta .  
dim. m.  
De Martino (de<sup>d</sup>) Martel pro falso apello et quia non habuit quem  
plegiauit 1 m.  
De Waltero f. Euerardi pro licencia concordandi . dim. m. per plegium  
Willelmi f. Godwini . et Thome de Rasen'.  
De Radulfo f. Osberti de Westrasen' [West Rasen] pro transgressione  
1 m.  
De Emma sorore (E<sup>c</sup>) Alani quia non est prosecuta . dim. m. per  
plegium Johannis f. Auki et Godwini f. Reginaldi.  
De Alano f. Reginaldi Kide quia non habuit quem plegiauit 1 m.  
De Willelmo de Barton' quia non est prosequutus 1 m.  
De Ricardo Bastard pro transgressione 1 m. per plegium Willelmi  
de Castr' [Caistor] et Alani de Beseby [Beesby].  
De Radulfo le Curteis pro eodem 2 m. per plegium Willelmi Blanchard'  
et Willelmi de Hauton' et Eudonis de Aufford' [Alford].

## YERDEBURGA [YARBOROUGH] WAPENTAK

1057. De eodem wapentak pro murdro 100 s. exceptis libertatibus.  
De Rogero de Seueresbi [Searby] pro habendo iudicio suo . 20 s.  
per plegium . Ingeram f. Simonis . et Gilleberti de Turs.  
De franco plegio Willelmi f. Drogonis in Rieby [Riby] pro fuga  
Roberti 1 m.  
De Andrea de Neuilla pro habenda inquisitione . dim. m. v. Hawisam  
de Kermiton' [Kirmington].  
De Willelmo de Charneles pro defalta Nichil.  
De Petro de Neuilla quia non habuit quem plegiauit . dim. m.  
De Sigwar' preposito de Ulesby [Ulceby] pro eodem . dim. m.  
De Alano Pigon' quia retraxit se 3 m. per plegium . Willelmi Beket .  
et Simonis f. Ricardi.  
De Lamberto de Cotingeham [Cottingham, co. York] . quia non est  
prosequutus . dim. m.  
De franco plegio Roberti filii [sic] de Croxton' in Croxton' [Croxton]  
pro fuga Walteri . dim. m.  
1058. De G. de Kannilla de catallis eiusdem Walteri 7 s. et 6 d.  
De Willelmo Bernar' de Haburg' [Habrough] quia non habuit quem  
plegiauit . dim. m.  
De Matheo de Hauton' [East Halton] quia non est prosequutus .  
dim. m.  
De Waltero f. Willelmi de Clissebi [Clixby] . quia retraxit se 1 m.  
per plegium Gaufridi Berner . et Roberti f. Durant . et Willelmi  
Berner.  
De franco plegio magne Lindberge [Limber Magna] . pro transgres-  
sione 3 m.  
De Willelmo f. Drogonis pro habendo respectu . dim. m.  
De Roberto de Alesbi [Aylesby] pro licencia concordandi . dim. m.  
per plegium Roberti f. Radulfi de Alesbi et Seieri de Fugelestowe  
[Fulstow].  
De Aki preposito pro eod. 1 m. per plegium Gilleberti nigri . et  
Henrici f. Roulf . et Willelmi f. Drogonis.

- De franco plegio Radulfi de Hauuilla in Clifseby [Clixby] pro fuga Gikel . dim. m.
- De Hugone Sakespée . pro fine suo 2 m. per plegium Ricardi Sakespée . Hugonis f. Alani et Hugonis f. Margarete et Rogeri f. Hugonis.
1059. De Radulfo caretario quia non est prossequutus . dim. m.
- De Radulfo de Kaburne [Cabourne] pro eod. . dim. m.
- De Hugone Trauers quia non habuit quem plegiauit . dim. m.
- De Willelmo f. (Ricardi<sup>e</sup>) (Gaufridi<sup>i</sup>) de Haketorn [Hackthorn] pro eodem . dim. m.
- De franco plegio Gilleberti de Beningeworth' [Benniworth] in Kiluingholm [Killingholme] . pro fuga Simonis (1 m<sup>e</sup>.) (dim. m.<sup>i</sup>).
- De Hugone de Beningeworth' quia non habuit quem plegiauit . dim. m.
- De Johanne Joie pro uino uendito contra assisam 1 m.
- De hominibus Gilleberti de Gant in Barton' [Barton on Humber] pro mercato . suo remoto (in Barton<sup>i</sup>) . 3 m.
- De Willelmo f. Saxe pro consuetudinibus iniuste leuatis nouis dim. m. in Barton'.
- De Roberto nigro pro eod. . dim. m.
- De Ricardo Brennehard pro eod. . 1 m.
- De Ingelbricto de (Barton<sup>i</sup>) pro eod. dim. m.
- De Gilleberto Wink pro eod. . dim. m.
- De Willelmo f. Raulphi pro eod. . dim. m.
1060. De Simone clerico de Frerieby [*sic* South Ferriby] pro eod. apud Feriebi . dim. m.
- De Willelmo f. Godwini pro eod. 1 m.
- De Roberto Ruffo pro eod. dim. m.
- De Nicolao de Athingefeld' pro eod. 100 s.
- De Aunphrido f. Ernui pro eod. dim. m.
- De Hugone f. Simonis pro eod. . dim. m.
- De Odone f. Swein pro eod. apud Wintringeham [Winteringham] dim. m.
- De Willelmo f. Albrée pro eod. . dim. m.
- De Waltero f. Swein pro eod. . dim. m.
- De Odone f. Anketil pro eod. . dim. m.
- De Willelmo f. Aldus pro eod. . dim. m.
- De Radulfo f. Odonis pro eod. . dim. m.
- De Alano f. Rogeri pro eod. apud Burtonestathel [Burton Stather] . dim. m.
- De Willelmo f. Brother pro eod. 1 m.
- De Ricardo Northibi pro eod. . dim. m.
- De Rogero filio Leue pro eod. 1 m.
- De Johanne de Maresdik [Maredike] pro eod. . dim. m.
- De Rogero de Maresdik pro eod. . dim. m.

BRADL' [BRADLEY] WAPENTAK

1061. De eodem wapentak pro murthero 2 m.
- De Willelmo f. Haldani de Wellingour' [Wellingore] quia non habuit quem plegiauit . dim. m.
- De Ricardo f. Wolmari de eadem uilla pro eod. dim. m.

- De Waltero Ruffo de eadem uilla pro eod. . dim. m.  
 De Willelmo f. Gilleberti de Grimesby [Great Grimsby] pro eod. . dim. m.  
 De Willelmo filio Alani de Alesby [Aylesby] pro eod. . dim. m.  
 De Norman bercario pro fine suo 4 m. per plegium Rogeri de Maletoft et Henrici de Funtenai.  
 De Andrea de Bradele [Bradley] quia non est prosequutus dim. m.  
 De Johanne de Tettenai [Tetney] . pro licencia concordandi 1 m. per plegium . Walteri (dispensatoris<sup>1</sup>) de Humberstain<sup>2</sup> [Humberstone] et Thoroldi de Humberstain.  
 De Ricardo f. Godwini pro eod. . dim. m. per plegium Walteri de Rideford.  
 1062. (De Waltero de Lessebi [Laceby] de Scarthou [Scartho] . quia non habuit quem plegiauit dim. m.<sup>1</sup>)  
 De Iuone seruiente Walteri de Rideford' pro eod. dim. m. De Gotte fratre eius pro eod. dim. m. De Radulfo f. Wilgrim pro eod. . dim. m. per plegium Walteri de Rideford'.  
 De Henrico de Lesseby pro defalta 1 m.  
 De Gilleberto nigro quia non habuit quem plegiauit dim. m.  
 De Waltero f. Leppe pro eod. . dim. m.  
 De Henrico de Funtenay pro concealamento . dim. m.  
 De Willelmo de Cotes pro eod. dim. m.  
 De Willelmo f. Drogonis pro eod. . 10 m. (per plegium Hereberti de Lekeburne [Legbourne] . Elyc le Butiler . Rogeri de Maletoft Petrus [sic] de Bekeringe [Beckering] Petrus de Bilingéc [Bilinghay]<sup>1</sup>).  
 De Ricardo de Hocton' [Holton le Clay] pro eod. dim. m.  
*The first o in Hocton' is interlined above a.*  
 De Simone de Humberstain [Humberstone] pro eod. dim. m.  
 De Radulfo falconario pro eod. . dim. m.

#### HAWARDESHO [HAVERSTOE] WAPENTAK

1063. De eodem wapentak pro murdro . 4 m. exceptis libertatibus.  
 De Ricardo de Oteringeham [Ottringham, co. York] quia non habuit quem plegiauit dim. m.  
 De G. de Kanuilla . de catallis Gilleberti f. Eilrici 1 m.  
 De Willelmo de Turs pro fuga Ricardi dim. m.  
 De Radulfo f. Rannuli pro uino uendito contra assisam . dim. m.  
 De G. de Kanuilla tunc uicecomite de uino domini Regis uendito 18 s.

*mem. 11*

#### HOYLANDE

#### ELLEHO [ELLOE] WAPENTAK

1064. De eodem wapentak pro murdro 100 s.  
 De Haldano de Holebech' [Holbeach] pro falsa presentatione . 20 s.  
 De Simone le Francis pro eod. . 10 s.  
 De Priore de Wikes [Wykes in Donington] pro eod. 12 m.  
 De Alano Tuschet pro eod. 10 s.

- De Martino Boniun pro eod. dim. m.  
 De Fulcone de Holebech [Holbeach] pro eod. 1 m.  
 De Roberto Duzamur pro eod. 2 m.  
 De Willelmo f. Elurici pro eod. 1 m.  
 De Ricardo f. Elurici pro eod. 2 m.  
 De Gaufrido clerico de Holebech' pro eod. 3 m.  
 De Alano filio Hugonis de Quappellad' [Whaplode] pro eod. dim. m.  
 De Willelmo de Cluyny de taillagio facto ad redemptionem domini Regis Ricardi 9 m. que a retro sunt.  
 De franco plegio Margarete de Ros in Tid [Tydd] pro fuga Ade Duzepers . 20 s.  
 De Willelmo f. Agnetis quia retraxit se 1 m. per plegium Petri prepositi de Tid . et Ade de ponte de Tid . et Rogeri f. Lefsy.  
 De Roberto bercario de Tid quia non est prossequeutus 10 s.  
 De Radulfo f. Wolmari . quia non habuit quem plegiauit dim. m.  
 De Gaufrido de Retherwik pro eod. . dim. m.  
 De Daniel de Tid pro eod. . dim. m.  
 1065. De Fulcone de Oyry pro habendo respectu de mercato 1 m.  
 De G. de Kanuilla tunc vicecomite de catallis Walteri Sek fugitiui 4 s.  
 De Waltero f. Iwine pro defalta dim. m.  
 De Willelmo Smethefeld' [Smithfield] pro habenda inquisitione dim. m. per plegium Prioris de Wike [Wykes in Donington].  
 De Nicolao priore de Spalding' pro respectu 20 m.  
 De Willelmo de Netelham [Nettleham] quia non habuit quem plegiauit . dim. m. per plegium Theobaldi Hautein.  
 De Priore f. Willelmi de Cluiny pro respectu habendo . 1 m. per plegium Willelmi patris sui.  
 De Hugone Dod pro uino uendito contra assisam 1 m.  
 De Rannulfo nepote persone de Flet [Fleet] pro eod. 2 m.  
 De Rannulfo Skult pro eod. . dim. m.  
 De Roberto clerico de Bikere [Bicker] pro eod. 1 m.  
 De Hugone f. Hugonis de Holebech' . pro eod. dim. m.  
 De Waltero le Koggere pro eod. 1 m.  
 De Fulcone persona de Quappellad' [Whaplode] pro eod. . 3 m.  
  
 KIRKETON' [KIRTON] WAPENTAK  
 1066. De eodem wapentak pro murthero 15 m. exceptis libertatibus.  
 De Nigello de Wiberton' [Wyberton] pro fine suo 20 s.  
 De Johanne persona de Swinesheued [Swineshead] pro eod. 1 m. per plegium Walteri de Pincekek [*sic* Pinchbeck].  
 De Josce f. Picot quia retraxit se 4 m. per plegium . Roberti f. Johannis . et Rogeri Bolle et Thome f. Johannis et Willelmi de Bikere.  
 De Radulfo f. Alani de Wilegeton' . pro m'ia sua 20 s. per plegium Reginaldi f. Widonis . et Gilleberti f. Widonis.  
 De Willelmo f. Lamberti . pro eod. 1 m. per plegium Ricardi f. Walteri de Leke [Leake] et Rannulfi f. Lamberti et Johannis auunculi Willelmi.

- De Roberti f. Lamberti pro eod. dim. m. per plegium Walteri de Gisorz et Ricardi de Leke.
- De Alano f. Lamberti dim. m. pro eod. per plegium Johannis f. Lamberti et Walteri f. Reginaldi de Riskinton' [Riskinton in Kirton].
1067. De Johanne f. Lamberti pro eod. 1 m. per plegium Wace f. Walteri de Kirketon'.
- De Lamberto de Riskinton' pro eod. dim. m. per plegium Willelmi de Gisorz . et Wace de Kirketon'.
- De Wace f. Walteri de Fotesdik [Fosdyke] quia non est prossecutus dim. m.
- De Hugone Morel quia non habuit quem plegiauit 20 s.
- De Ricardo Passauant pro eod. dim. m.
- De Johanne carpentario pro eod. 20 s.
- De Alano f. Ade f. Gladwine pro m'ia sua 20 s. per plegium Rogeri Fisch . et Walteri Morant . et Thome Peuercl.
- De Hugone de Wiketoft [Wigtoft] pro eod. 20 s. per plegium Radulfi f. Stephani.
1068. De Alano fabro de Suterton' [Suterton] quia non est prossecutus 1 m.
- De Thoma f. Ade f. Gladwin' quia retraxit se dim. m.
- De Picot Rote quia non habuit quem plegiauit dim. m.
- De Astillo f. Osberti de Holflet [Hoffleet] quia non est prossecutus dim. m.
- De Alexandro f. Kene pro defalta . dim. m.
- De Johanne f. Alexandri pro eod. Nichil.
- De Eilrico f. Matildis pro habenda 'nquisitione . dim. m. per plegium Eilrici de Dunington' [Donington] et Simonis filii Wolstan'.
- De franco plegio comitis Britannie in Quadhauering' [Quadring] pro fuga Rogeri 5 m.
- De franco plegio abbatis de Burgo [Peterborough, co. Northampton] in Quadhauering' quia non habuit quem plegiauit 3 m.
- De Petro preposito (de Quadhauering'<sup>1</sup>) quia non habuit quem plegiauit 1 m.
1069. De Willelmo filio Acur pro eod. 1 m.
- De Roberto f. Johannis Bolle pro uino uendito contra assisam 1 m.
- De Roberto f. Thome pro eod. 1 m.
- De Rodlando de Suterton' pro eod. dim. m.
- De Gilleberto clerico pro eod. (in Suterton'<sup>1</sup>) 4 m.
- De Johanne carpentario pro eod. 1 m.
- De Johanne f. Huberti pro eod. dim. m.
- De Rannulfo Tollard pro eod. dim. m.
- De Simone de Blankenai [Blankney] pro eod. 3 m.
- De Eudone f. Thome pro eod. dim. m.

## SKIREBEK [SKIRBECK] WAPENTAK

1070. De eodem wapentak pro murthero . 100 s. exceptis libertatibus.
- De Siwate de Freston' [Frieston] . quia non est prossecutus dim. m.
- De Eudone de ponte (Wrangle<sup>1</sup>) pro eod. dim. m.
- De Eustachio f. Hauegrim pro eod. dim. m.

- De Iuone de Sancto Botulpho [Boston] pro eod. 1 m.  
 De Hugone sumetario pro eod. dim. m.  
 De Radulfo fabro de Fenne [Fen] quia retraxit se 10 s.  
 De Ricardo clerico de Leuerton' [Leverton] pro defalta dim. m.  
 De Thoma f. Alani quia non habuit quem plegiauit dim. m.  
 De Waltero f. Toly pro eod. dim. m.  
 De (Ricardo<sup>e</sup>) (Luca<sup>i</sup>) f. Ascelini pro eod. dim. m.  
 De Ricardo f. Willelmi pro eod. dim. m.  
 De Gilleberto f. Andree pro eod. 3 m.  
 De Magnus f. Oukes pro eod. 2 m.  
 1071. De Henrico f. Herlewin' pro eod. 30 s.  
 De Ricardo filio Roberti pro eod. 20 s.  
 De Thoregot de Wolmeresti [Wolmersty in Wrangle] pro eod. 3 m.  
 De Ricardo f. Bine pro eod. 4 m.  
 De Abraam de ponte pro eod. 4 m.  
 De Radulfo fabro de Fenne de m'ia sua dim. m. per plegium Gaufridi  
 de Beninton' [Benington] et Willelmi f. Huberti de Fenn.  
 De franco plegio Alani de Torp in Freskenai [Friskney] quia non  
 habuit quem plegiauit dim. m.  
 De Willelmo Gering pro falso apello dim. m.  
 De Widone f. Johannis pro falso apello dim. m.  
 De Ricardo Bacone pro transgressione 2 m.  
 De Johanne f. Jordani pro eod. dim. m.  
 De Radulfo de Burton' nepote Hereberti pro uino uendito contra  
 assisam dim. m.  
 De Waltero seruiente prioris de Freston' [Frieston] pro eod. dim. m.  
 De Thoma f. Siward' de Burton' pro eod. dim. m.  
 De (Willelmo de Plesseiz pro eod. 1 m.<sup>d</sup>)  
 De [sic]

H. DEI GRATIA CANTUARIENSIS ARCHIEPISCOPUS TOCIUS ANGLIE  
 PRIMATUS [*This is written along the bottom of the Roll.*]

*mem. 11d.*

1072. De Willelmo de Plesseiz pro uino uendito contra assisam 1 m.  
 (Marg. London'.)  
 De Willelmo Basket pro eod. 1 m. (Marg. London'.)  
 De Joel' de Lincolnia pro eod. 1 m.  
 De Henrico de Arundel pro eod. 1 m.  
 De Jordano paruo London' pro eod. 1 m. (Marg. London'.)  
 De Roberto de Gernemuth' [Yarmouth, co. Norfolk] pro eod. 1 m.  
 (Marg. Norf'.)  
 De Willelmo Crasso de Sancto (Edmundo<sup>i</sup>) [Bury St. Edmunds]  
 pro eod. 1 m. (Marg. Suffoc'.)  
 De Rogero de Norewik [Norwich] pro eod. 1 m. (Marg. Norf'.)  
 De Johanne Gule pro eod. 1 m. (Marg. London'.)  
 De Johanne Merlou de Lenn [Lynn] pro eod. 1 m. (Marg. Norf'.)  
 De Gilleberto Parisius pro eod. 1 m. (Marg. Lond'.)  
 De Willelmo de Belueis pro eod. 1 m. (Marg. Lond'.)  
 De Willelmo Winplario pro eod. 1 m. (Marg. Lond'.)

1073. De Rogero homine Petri Buscual pro eod. 1 m. (*Marg.* London'.)  
 De Wigano de London' pro eod. 1 m. (*Marg.* Lond'.)  
 De Bricio de London' pro eod. 1 m. (*Marg.* Lond'.)  
 De Bernardo de Norhamton pro eod. Nichil. (*Marg.* Norhamt'.)  
 De Henrico de Gardin' pro eod. (1 m.) *Marg.* Lond'.  
 De Ricardo de Limoges pro eod. 1 m. (*Marg.* Lond'.)  
 De Laurencio de Muston' . pro fine suo 10 m. Benedictus de Wiber-  
 ton' [Wyberton] . Simon f. Herui . Willelmus de Farcells .  
 Ricardus f. Willelmi . Alexander f. Walteri . Johannes de Muston' .  
 Haroldus de Beninton' [Benington] . Willelmus f. Walteri.  
 (De Ricardo collectore pro eod. 5 m. per plegium Alani de Torp<sup>d</sup>.)  
 De Ricardo collectore pro fine suo 5 m. . per plegium Alani de Torp .  
 Alani f. Haldan' Radulfi de Sancto Botulpho . Thome f.  
 Toly de Ingoldemeles [Ingoldmells] . Ricardi de Hilletoft.
1074. De Baldrico de Muston' pro fine suo 5 m. . per plegium . Ricardi  
 Baconis . Hugonis de Freskenai [Friskney] . Willelmi Beket.  
 De Bricio de Muston' pro eod. 5 m. per plegium Bricii f. Walteri .  
 Ricardi f. Roberti de Salflet [Saltfleet] Alani Tuschet . Simonis  
 de Pincebec [Pinchbeck] . Ricardi Bacun.  
 De Roberti de Grimescroft pro eod. 5 m. . per plegium . Jacobi de  
 Rupe . Henrici . de Fulebec [Fulbeck] . Abbraam f. Ricardi .  
 Roberti f. Ricardi . Ricardi Bacun.  
 De Alberto f. Siward' pro eod. 4 m. per plegium . Conani de Kirke-  
 ton' [Kirton] Reginaldi f. Toly . Radulfi f. Alani Suterton'  
 [Suterterton] . Johannis f. Alberti.  
 De Simone de Benington' quia non habuit quem plegiauit 1 m.  
 De Andrea f. Johannis de Fentorp pro eod. 1 m.  
 De Ricardo f. Roberti pro eod. 1 m.  
 De Hugone f. Abraam pro eod. dim. m.  
 De Gaufrido de Benington' pro eod. dim. m.  
 De Radulfo f. Alani de Suterton' pro eod. 1 m.
1075. De Roberto filio Ricardi de Wadingworth' [Waddingworth] .  
 quia retraxit se dim. m. (*Marg.* Item.)  
 De Martino de Horsington' [Horsington] quia non habuit quem  
 plegiauit dim. m.  
 De Simone f. Merewene pro eod. dim. m.  
 De Thoroldo de Horsinton' pro falso clamore dim. m.  
 De Roberto de Aggetorp pro dissaisina . dim. m. per plegium Alani  
 de Marton'.  
 De Waltero de Hol pro m'ia sua de purprestura 3 m.  
 De Gilleberto de Randeby [Ranby] quia non habuit quem plegiauit  
 dim. m.  
 De Hugone de Randeby pro eod. dim. m.  
 De Johanne Malherbe pro licencia concordandi dim. m.  
 De Roberto de Welle pro licencia concordandi 5 m.  
 De Gilleberto Gra . pro dissaisina dim. m.
1076. De Rannulfo f. Laurencii pro licencia concordandi 3 m.  
 De Jacobo de Bliton' [Blyton] pro eod. 20 s. per plegium Roberti  
 de Askebi et Radulfi de Neuilla . Ingeram f. Simonis . Radulfi  
 f. Laurencii.



- De Bartholomeo de Mulleton' [Moulton] pro dissaisina 100 m. per plegium . Alexandri de Pointon' [Pointon] . Walteri de Pincebek Walteri de Breitoft [Bratoft] Andree de Edlington' [Edlington] et Andree de Wotton' . Roberti de Curecun Gilleberti de Ria . Alexandri de Quappelad' [Whaplode] Petrus [*sic*] de Goseberd-chirch' [Gosberton] . Willelmi Passemer.
- De Radulfo f. Willelmi de Fenne [Fen] . quia non est prosecutus . dim. m.
- De Benedicto Bacon' de Wiberton' [Wyberton] quia non habuit quem plegiauit . dim. m.
- De Rogero Gernon' pro eod. 1 m.
- De Roberto f. Swarteheued pro falso clamore dim. m.
- De Alano f. Cnot pro eod. dim. m. per plegium Warini f. Daniel de Langeton' et Daniel de Langeton' Tornhod.
- De Ricardo f. Ricardi de Rathebi [Raithby] quia non est prosequutus dim. m.
- De Simone Blanchard de Golcebi [Goulceby] quia non habuit quem plegiauit . dim. m.
1077. De Waltero filio Imer pro eod. dim. m.
- De Alano f. Willelmi de Keueremund' [Kirmond le Mire] pro falso clamore dim. m.
- De Gaufrido de Lund pro defalta dim. m.
- De Willelmo de Willegebi pro falso clamore 4 m.
- De Willelmo Foliot pro licencia concordandi dim. m.
- De Hugone priore de Stikeswald' [Stixwold] pro eod. dim. m.
- De abbate de Kirkested' [Kirkstead] pro eod. et pro m'ia et pro iurata habenda 100 s.
- De Roberto Pilate pro dissaisina 20 s.
- De Roberto de Graneho pro falso clamore dim. m.
- De Gaufrido de Sausosemare [*sic*] pro falso clamore 2 m. et pro iurata habenda.
1078. De Ada S [*sic*] de Sancto Laudo pro festinanda assisa sua 1 m.
- De Thoma f. Roberti de Torinton' quia non habuit quem plegiauit dim. m.
- De Simone de Kina [Kyme] pro licencia concordandi (cum Eudone<sup>1</sup>) dim. m.
- De (Eudone de Anuilla pro eod. dim. m.<sup>e</sup>).
- De Ascero Be pro dissaisina dim. m.
- De Willelmo de Seis . pro eod. 3 lib.
- De Alano de Hareby [Hareby] pro dissaisina 15 m.
- De Alano f. Willelmi de Ouresby [Owersby] pro falso clamore dim. [*sic*].
- De Thoma de Arescy pro dissaisina v. Herueum de Arescy. (*Marg. ad scaccarium.*)
- De Ada f. Thome pro festinanda assisa sua 1 m. per plegium Ade de Iseny et Willelmi de Skilinton' [Skillington].
1079. De Joelo f. Willelmi pro dissaisina dim. m.
- De magistro Alano de Bolesoures [Bolesover, co. Derby] pro fine passagii sui 20 s. pro feudo dimidii militis in Lincolnia.
- De Walerando de Rocheford' pro licencia concordandi dim. m.

De Baldrico de Grendale pro eod. dim. m.  
 De abbate de parco Luthe [Louthpark] pro fossato iniuste leuato 1 m.  
 De Simone priore de Markebi pro iniusta detencione dim. m.  
 De Gilleberto f. Haraldi pro eod. dim. m.  
 De Willelmo Beket pro licencia concordandi 20 s. per plegium  
 Henrici de Funtenai et Johannis de Alneto.  
 De Johanne f. Ade pro falso clamore dim. m. (per plegium Ricardi  
 de Otteringham [Ottringham, co. York] et Petri de Neuilla<sup>1</sup>).  
 De Hugone de Keleséé [Kelsey] pro transgressione dim. m.  
 De Ernaldo de Francton' [Frampton] pro dissaisina dim. m.

*mem. 12*

1080. De Brictmere preposito pro eod. dim. m.  
 De Pagano f. Toroldi pro eod. dim. m.  
 De Wolmero f. Thoroldi pro eod. dim. m.  
 De Radulfo f. Godwin' pro falso clamore 1 m.  
 De Elizabeth que fuit uxor Roberti f. Hugonis . pro licencia con-  
 cordandi dim. m. per plegium Rannulfi de Candloubi  
 [Candlesby].  
 De Willelmo Arsic pro eod. dim. m. per plegium Rogeri Arsic.  
 De Eudone de Bauent pro literis habendis dim. m.  
 De Daniel' de Langeton' pro falso clamore dim. m.  
 De Willelmo de Oseuilla pro eod. dim. m.  
 1081. De Gaufrido f. Woluiet quia non habuit quem plegiauit dim. m.  
 De Radulfo de Parco pro eod. dim. m.  
 De Alano de Wintringeham [Winteringham] pro dissaisina dim. m.  
 De Alano de Wintrington' pro eod. 5 m. per plegium . Philippi f.  
 Odonis . Willelmi prepositi.  
 De Beatricia de Lissinton' [Lissington] pro festinanda assisa sua  
 dim. m. per plegium Gaufridi de Torléé [Thorley].  
 De Hugone f. Willelmi pro licencia concordandi dim. m.  
 De Waltero f. Walteri Pyre quia retraxit se dim. m.  
 De Willelmo f. Sigward' pro eod. dim. m.  
 De Matheo f. Hugonis pro eod. dim. m.  
 De Hugone nepote Philippi de Bardenai pro falso clamore dim. m.  
 De Ricardo de Houton' pro dissaisina 1 m. } per plegium Willelmi  
 De Waltero fratre eius pro eod. dim. m. } de Castr' . Rogeri f.  
 De Ada uictrico Ricardi de Houton' } Brand et Walteri Sar-  
 pro eod. dim. m. } neis.  
 1082. De Folcomero de Barton' pro eod. 100 s.  
 De Gilleberto de Gant pro eod. . (*Marg.* ad scaccarium.)  
 De Thoma f. Hugonis pro iniusta detencione dim. m.  
 De Philippo f. Radulfi de Taveleby [Tealby] pro falso clamore  
 dim. m.  
 De Waltero de Amundeuilla pro defalta dim. m.  
 De Willelmo de Arcines pro eod. dim. m.  
 De Rodlando de Barewe [Barrow on Humber] pro eod. dim. m.  
 De Willelmo de Vernice pro eod. dim. m.  
 De Roberto f. Willelmi pro licencia concordandi dim. m. per plegium  
 Roberti Beneit.

- De Ricardo f. Besel pro eod. dim. m. per plegium Gerebod' seruientis.
1083. De Rannulfo f. Petri quia non habuit quem plegiauit dim. m.  
 De Johanne f. Jordani pro licencia concordandi 1 m.  
 De Roberto le Franceis pro defalta dim. m.  
 De Johanne Giffardo pro dissaisina 10 s.  
 De Rogero de Camera pro eod. dim. m.  
 De Waltero de Winceby [Winceby] pro iniusta detencione 1 m. (per plegium Simonis f. Heruei de Ormesby [South Ormsby] . Haket de Winceby . Willelmi de Claxeby<sup>1</sup>) [Claxby Pluckacre].  
 De Eudone de Bauent pro licencia concordandi cum Simone de Driby [Driby] 3 m. (per plegium . Radulfi de Billesby [Bilsby] et Hereberti de Lekeburn' [Legbourne<sup>1</sup>]).  
 De Roberto Britone de Ellesham [Elsham] pro iniusta detencione . 1 m.  
 De Willelmo de Claxeby pro licencia concordandi dim. m.  
 De Roberto f. Roberti pro falso clamore dim. m. per plegium Thome le Mansel.
1084. De Elia de Amundeuilla pro defalta dim. m.  
 De Hugone f. Eiliue quia non habuit quem plegiauit dim. m.  
 De Gilleberto de Fukingeham [Folkingham] pro eod. dim. m.  
 De Gaufrido Luuet pro eod. dim. m.  
 De Roberto filio Pagani (de Horbling<sup>1</sup>) pro eod. dim. m.  
 De Gilleberto f. Haraldi pro festinanda assisa sua dim. m. per plegium Haraldi constabularii.  
 De Adda seruiente de Waddon' pro dissaisina 1 m. per plegium Ricardi Baconis et Johannis f. Jordani.  
 De Ernaldo f. Akke pro eod. 20 s. per plegium Osberti de Holffet [Holffleet] et Johannis f. Jordani.  
 De Johanne pastore pro eod. dim. m. per plegium eorundem.  
 De Waltero f. Rogeri pro eod. 1 m. per plegium eorundem.  
 De Unphrido f. Ernaldi pro eod. dim. m. per plegium eorundem.  
 De Ricardo filio Uui [*sic*] pro eod. dim. m. per plegium eorundem.
1085. De Roberto f. Emme pro licencia concordandi . cum Roberto f. Alani (1 m.<sup>c</sup>) (dim. m.<sup>1</sup>) per plegium Petri de Bekering' [Beckering].  
 De Johanne de Kauz pro inquisitione habenda dim. m.  
 De Alano f. Gilleberti de Denton' [Denton] pro transgressione dim. m. [De Hereberto de Lekeburne pro festinanda assisa sua dim. m.<sup>c</sup>] (*Marg.* pardonatur.)  
 De Maugero de Baenburg' [Baumber] pro iniusta detencione dim. m.  
 De Willelmo f. Hugonis pro defalta dim. m.  
 De Radulfo f. Osberti pro defalta dim. m.  
 De Willelmo de Oseuilla . pro licencia concordandi dim. m. per plegium Willelmi Picot.  
 De Henrico filio Elsy quia non habuit quem plegiauit dim. m.  
 De Waltero de Bikere [Bicker] pro eod. dim. m.
1086. De Alicia que fuit uxor Henrici Seluein quia retraxit se dim. m. per plegium Radulfi de Norton' et Hugonis de Rouseby' [Rauceby].

- De Johanne de Bergates pro quadam sepe iniuste leuata 1 m. per plegium Walteri de Marton' [Martin by Timberland] et Philippo de Timberlund.
- De Odone abbate de Cheresburga [Cherbourg] pro licencia concordandi dim. m. De Ricardo f. Willelmi pro eod. dim. m. per plegium Petri de Geueleston' [Gelston].
- De Rannulfo de Blankenai [Blankney] pro dissaisina 1 m. per plegium Johannis de Bergates et Philippi de Timberlund.
- De Ricardo Franceis (de Pikewortha') [Pickworth] quia non habuit quem plegiauit dim. m.
- De Hugone f. Ricardi de Wellingour' [Wellingore] pro falso clamore dim. m.
- De Willelmo f. Roberti de Swarreby [Swarby] quia non habuit quem plegiauit dim. m.
- De Willelmo filio Inonis de Torp pro eod. dim. m.
1087. De Thoma de Welleby [Welby] pro eod. dim. m.
- De Hugone de Welleby pro eod. dim. m.
- De Roberto f. Wolbern de Mere [Mere] quia non est prossequutus dim. m.
- De Johanne filio Wolbern quia non habuit quem plegiauit dim. m.
- De Willelmo filio Aze quia non est prossequutus dim. m.
- De Ricardo f. Radulfi de Repingehale [Rippingale] quia non habuit quem plegiauit dim. m.
- De Gippe de Fulne [Fulney] quia non est prossequutus dim. m.
- De Gaufrido f. Gippe quia non habuit quem plegiauit dim. m.
- De Roberto de Essartis quia non est prossequutus dim. m.
- De Lamberto de Essartis quia non habuit quem plegiauit dim. m.
- De Toly f. Gaufridi pro dissaisina dim. m. } per plegium Willelmi
- De Eilwardo fratre Hugonis pro eod. } clerici de Holebech'
- dim. m. } [Holbeach] f. Sim-
- De Henrico fratre Eilwardi pro eod. dim. m. } onis.
1088. De Roberto f. Gippe pro festinanda loquela sua per plegium Alexandri Gernun.
- De Iwine f. Sie pro transgressione 1 m. per plegium Haraldi Sic. et Norman carpentarii.
- De Ada de Neuton' pro transgressione dim. m. per plegium Radulfi de Nortun'.
- De Waltero f. Roberti ut sit per plegios 4 m. per plegium Roberti f. Ricardi de Croxton' [Croxton]. Ricardi de Refham [Reepham]. et Roberti prepositi de Croxton'. et Johannis de Alneto. et Gaufridi f. Walteri de Croxton'.
- De Henrico f. Algar pro dissaisina 40 s. (*Marg. Norfoc.*)
- De Huberto de Quappelad' [Whaplode] quia non est prossequutus dim. m.
- De Gutheram f. Wolnath quia non habuit quem plegiauit dim. m.
- De Willelmo f. Harold pro transgressione dim. m.

*mem. 12d.*

1089. De Willelmo filio Swift pro dissaisina dim. m. per plegium Roberti de Fiskemere [Fishmere] et Benedicti de Wiberton' [Wyberton].

- De Ernald f. Ace pro eod. 10 s. } per plegium Johannis  
 De Johanne Buk pro eod. dim. m. } f. Jordani et Ricardi  
 De Ricardo f. Uui pro eod. dim. m. } Bacon'.  
 De Reginaldo clerico de Wrangl' [Wrangle] pro eod. dim. m. per  
 plegium Widonis f. Johannis.  
 De Willelmo f. Brunking quia retraxit se dim m. per plegium  
 Eustachii seruientis.  
 De Johanne f. Walteri.  
 De Holtone [*sic*] de Snelleslund [Snelland] pro falso clamore dim. m.  
 De Roberto de Atheradeby quia non est prosequutus dim. m.  
 De Waltero de Hamwell' quia non habuit quem plegiauit dim. m.  
 De Thoma de Glentworth' [Glentworth] pro eod. dim. m.  
 1090. De Holtone de Snelleslund . pro habenda assisa sua dim. m. per  
 plegium Ricardi de Bleseby [Bleasby] et Ricardi Francolani  
 et Willelmi f. Eudonis.  
 De Simone de Kym' [Kyme] pro licencia concordandi 3 m. per  
 plegium Roberti de Manneby [Manby] et Willelmi de Barewe  
 [Barrow on Humber] et Henrici de Baenburg' [Baumber].  
 De Stephano f. Walteri de Scarle quia non est prosequutus  
 dim. m.  
 De Hugone f. Walteri quia non habuit quem plegiauit dim. m.  
 De Eustachio fratre Hugonis pro eod. dim. m.  
 De Radulfo f. Grim pro eod. dim. m.  
 De Alano f. decani de Langeton' pro eod. dim. m.  
 De Alexandro Costard pro eod. (*Marg.* in ciuitate.)  
 De Euerardo de Baston' [Baston] pro eod. dim. m.  
 De Rogero f. Rogeri de Gamelestorp [Gainsthorpe] pro eod. dim. m.  
 1091. De Alano f. Thome pro eod. dim. m.  
 De Thoma de Wodetorp [Woodthorpe] pro eod. dim. m.  
 De Roberto de Blukkeuilla pro eod. dim. m.  
 De Jacobo de Bernoleby [Barnoldby le Beck] . quia non est prose-  
 quutus dim. m.  
 De Reginaldo de Waltham [Waltham] quia non habuit quem  
 plegiauit dim. m.  
 De Nicolao de Wadingham [Wadingham] pro eod. dim. m.  
 De Roberto de Akerdik pro eod. 1 m.  
 De Ricardo fratre Petri (de Graham<sup>1</sup>) [Grantham] f. Roberti fabri  
 quia non habuit quem plegiauit dim. m.  
 De Osberto de Swarebi [Swarby] pro eod. dim. m.  
 De Roberto de Wale pro habenda recongnicione 1 m. per plegium  
 Gaufridi Bernard'.  
 1092. De Rannulfo de Huk [Hook, co. York] quia non est prosequutus  
 dim. m.  
 De Hugone de Beltoft [Beltoft] quia non habuit quem plegiauit  
 dim. m.  
 De Rogero f. Hugonis pro eod. dim. m.  
 De Abraam de Ria assisa noue dissaisine (40 s.<sup>d</sup>) 3 m.  
 De Hereberto de Sancto Quintin' quia non est prosequutus 5 m.  
 (*Marg.* Ebor'.)  
 De Eudone de Bauent pro dissaisina 1 m.

- De Waltero filio suo pro eod. 1 m.  
 De Roberto de Steinwath' [Stainfield] pro defalta dim. m.  
 De Waltero de Flet [Fleet] pro defalta 100 m.  
 De Herueo sur le Hille pro eod. dim. m.
1093. De Gaufrido collectore pro eod. dim. m.  
 De Nigello de Gunuordebi [Gonerby] pro eod. dim. m.  
 De Abraam de Wassingburg' [Wasingborough] pro eod. dim. m.  
 De Hugone de Diue de Wellingour' [Wellingore] pro eod. dim. m.  
 De Simone de Blithe pro eod. dim. m.  
 De Hamundo de Skilinton' [Skillington] pro eod. dim. m.  
 De Waltero f. Hugonis de Holebech' [Holbeach] pro eod. dim. m.  
 De Ricardo de arboribus pro eod. dim. m.  
 De Waltero Wrot pro eod. dim. m.  
 De Simone f. Lefsi pro eod. dim. m.
1094. De Petro f. Gode in Quapellad' [Whaplode] pro eod. dim. m.  
 De Fulcone filio Martini de Quapellad' pro eod. dim. m.  
 De Petro Akke pro eod. dim. m.  
 De Willelmo fratre Lamberti pro eod. dim. m.  
 De Waltero fabro de Flet [Fleet] pro eod. dim. m.  
 De Roberto de Burton' de Bernettebi [Barnetby] pro eod. dim. m.  
 De Gunnes de Hotoft [Huttoft] pro eod. 1 m.  
 De villata de Gedenai [Gedney] pro dissaisina 20 m.  
 De Fulcone de Oyry pro eod. 10 m.  
 De Gilleberto persona de Gedenai . pro eod. 3 m.
1095. De Willelmo de Carleton' pro transgressione 5 m.  
 De Andrea de Wotton' [Wootton] pro eod. 5 m.  
 De Willelmo de Eincurt pro eod. 2 m.  
 De Waltero de Breitoft [Bratoft] de auxilio 50 s.  
 De Andrea de Edlington' [Edlington] pro transgressione 3 m.  
 De Roberto de Trihamton' pro habenda inquisicione 20 s. per plegium Walteri de Braitoft.  
 De Hugone Thedbaut pro fine fratris sui 3 m. per plegium Gileberti de Riggesbi [Rigsby] . et Roberti de Lekeburn' [Legbourne] . Roberti de Mannebi [Manby] . Simonis de . . . Ricardi de Ormesbi Gaufridi de Fou . . .
- De Comitatu Lincolnescira de m'ia 300 m.  
 De ciuitate Lincolnie ne occasionentur coram iusticiis . 100 m.  
 De eadem ciuitate 150 m. pro habenda licencia concordandi de appellis factis inter ciues eiusdem uille . et pro transgressionibus.

## ASSIZE ROLL

No. 613

*Unfortunately this roll is in a very bad state. The bottom of most of the membranes has been torn off so that some cases are fragmentary. The essoins, with which the part of the roll recording the civil cases begins, are much abbreviated notes. For example, case 1096 may be rendered 'William son of Drogo essoins himself by John son of Alexander against William the bird catcher in a plea of hearing his judgment. Let him appear at the same term, Michaelmas day at Bedford. He, the essoniator, has pledged his faith.'*

ESSONIA CAPTA APUD NORHAMTONAM [NORTHAMPTON] IN OCTABIS  
NATIVITATIS BEATE MARIE [15 SEPTEMBER]

*mem. 4d.*

1096. Willelmus f. Droconis v. Willelmum le Oiselur de placito audiendi iudicium suum per Johannem f. Alexandri . ad eundem terminum [in die Sancti Michaelis [29 September] apud Bedeford<sup>89</sup>] Affidavit. (*Marg. Linc.*)

1097. Ricardus de Nouilla [*sic*] v. Galfridum de la Campaine . de placito molendini per Eustacium de Essex' ad eundem terminum Affidavit. (*Marg. Linc.*)

1098. Robertus Pilate v. Radulfum f. Rogeri . et uxorem eius et Simonem Marschall' . et uxorem eius de placito terre per Willelmum de Morton' . a die sancti Michaelis in 1 mensem [27 October] apud Westmonasterium. Affidavit prece partium. (*Marg. Linc.*)

1099. Petrus de Ireford' [Irford] positus loco abbatis de Parco Lude [Louth Park] v. Murielem de Falestorp [Farlsthorne] et Amiciam [*rectius* Auiciam] de Normanuilla de placito terre per Gilbertum f. Rogeri . a die sancti Michaelis apud Bedeford'. Affidavit. (*Marg. Linc.*)

1100. Gilbertus de Hauton' positus loco eiusdem v. eosdem de eodem per Willelmum de Hauton' . ad eundem terminum. Affidavit. (*Marg. Linc.*)

1101. Frater Reginaldus le ponteu' v. Amiciam [*rectius* Auiciam] de Normanuilla de placito terre per Willelmum de Ses . ad eundem terminum Affidavit. (*Marg. Linc.*)

1102. Mauger de Asegarby [Asgarby by Sleaford] positus loco Ricardi f. Aluredi v. Willelmum f. Simonis de placito terre per Josep f. Alured' ad eundem terminum Affidavit. (*Marg. Linc.*)

1103. Gilbertus de Huwell' [Howell] positus loco Willelmi Mustell' v. Reginaldum de Boby (Boothby Graffoe) et Godam uxorem eius de placito assise per Warinum de Boby . ad eundem terminum Affidavit. Et idem dies datus est recognitoribus in banco. (*Marg. Linc.*)

1104. Iuetta de Croxeby [Croxby] v. Phillipum de Tavelesby [Tealby] de placito assise . per Willelmum Cumin ad eundem terminum.

*mem. 6*

1105. Willelmus f. Drogonis v. Willelmum(auce<sup>e</sup>) le Oiselur de placito terre per Johannem f. Alexandri die sancti Michaelis. (*Marg. Linc.*)

1106. Ricardus de Neuilla v. Gaufridum de la Campaine de placito molendini per Eustacium de Essex' . (die sancti Michaelis<sup>1</sup>). (*Marg. Linc.*)

1107. Robertus Pilate v. Radulfum f. Rogeri et uxorem eius et Simonem Marescallum et uxorem eius de placito terre per Willelmum de Morton' . (die sancti Michaelis<sup>e</sup>) in 1 mensem post festum sancti Michaelis [27 October] apud Westmonasterium Affidavit . Et hoc fit prece partium. (*Marg. (Expectent iudicium suum<sup>e</sup>) Linc.*)

1108. Petrus de Yreford' [Irford] positus loco abbatis de Parco Lude [Louth Park] v. Murielem de Farlestorp [Farlesthorne] (et v. Auiciam de Normanuilla<sup>1</sup>) de placito terre per Gilebertum f. Rogeri ad eundem terminum. (*Marg. Linc.*)

1109. Gilebertus de Houton' positus loco eiusdem v. eosdem de eodem per Willelmum de Houton'. (*Marg. Linc.*)

1110. Thomas Trauail essoniator Alani de Torp per Gaufridum f. Godrici.

1111. Frater Reginaldus le ponteu' v. Auiciam de Normanuilla de placito terre per Willelmum de Seis die Sancti Michaelis. (*Marg. Linc.*)

1112. Mauger de Asegarbi [Asgarby] v. Willelmum f. Simonis de placito terre per Joseph f. Aluredi . (die sancti Michaelis apud Bedeford' Affidavit<sup>1</sup>). (*Marg. Linc.*)

1113. Gilebertus de Huwell' [Howell] positus loco Willelmi Mustell' v. Reginaldum de Bobi [Boothby Graffoe] et Gode [*sic*] uxorem eius de placito assise per Warinum de Bobi . die Sancti Michaelis apud Bedeford' . Affidavit . Idem dies datus est recognitoribus in banco. (*Marg. Linc.*)

1114. Iuetta de Croxebi [Croxby] v. Philippum de Tavelesbi [Tealby] de placito assise per Willelmum Cumin (die sancti Michaelis apud Bedeford'<sup>1</sup>). (*Marg. Linc. Cras.*)



*mem. 6d.*

ESSONIA DE MALO LECTI CAPTA APUD BEDEFORD 3 DIE ANTE FESTUM SANCTI MICHAELIS ANNO REGNI REGIS JOHANNIS QUARTO [26 SEPTEMBER, 1202] DE LINCOLNESIRA ET LEICESTRESIRA ET WAREWICHSIRA ET NORHAMTONSIRA

1115. Ricardus de Neuilla eodem modo [de malo lecto] apud Dunham' [Dunham] v. Gaufridum de Campainia de placito molendini per Adam Dorbr et Ricardum de Neuilla. (*Marg. Linc'.*)

1116. Robertus de Trihamton' de malo ueniendi v. Gillebertum de Rigesby [Rigsby] de placito terre per Ricardum f. Radulfi a die sancti Michaelis in 3 septimanis [October 20]. Affidauit Et uisores terre non uenerunt uel se essoniauerunt. Et ideo attachientur. (*Marg. Linc'.*)

1116a. Gillebertus de Rigesbi v. Robertum de Trihamton' de placito terre per Brefot' f. Gaufridi ad eundem terminum Affidauit.

1117. Prior de Lekeburne [Legbourne] v. Aliciam Conestabulariam de placito iurate per Robertum de Calethorp [Cawthorpe] a die sancti Michaelis in 3 septimanis [October 20] apud Bedeford Affidauit. Et omnes iuratores atachientur preter duos. (*Marg. Linc'.*)

1118. Gaufridus de Campainia v. Ricardum de Neuilla de placito per Alanum de Engleby [Ingleby] a die sancti Michaelis in 3 septimanis [October 20] apud Bedeford Affidauit. (*Marg. Linc'.*)

1119. Willelmus de Salceto (de ultra mare) v. Matildem filiam Hugonis de placito assise mortis antecessoris per Ricardum f. Warini. in crastino sancti Martini [12 November] apud Westmonasterium. Affidauit. Et assisa remaneat donec resumoneatur. (*Marg. Linc'.*)

*mem. 7*

#### RESIDUA PLACITORUM

1120. Abbas de Croiland' [Crowland] ponit loco suo Johannem de Sandon' v. abbatem Burgi [Peterborough] de placito marisci etc.

1121. Assisa de morte antecessoris inter Matildem filiam Hugonis petentem et Radulfum de Brueria tenentem de 1 bouata terre et dimidia. et 1 tofto c. p. in Sutton' [Sutton by Beckingham]. ponitur in respectum usque in octabas Natiuitatis beate Marie [15 September] pro defectu recognitorum. quia ibidem non ueniunt et ideo attachientur. Idem dies datus est recognitoribus qui uenerunt. Et sciendum quod hac assisa capienda est pro defectu ipsius Radulfi quia apud Lincolniam essoniauit et ad diem sibi datum per essoniatores suos non venit. (*Marg. Linc'.*)

1122. Ass. ven. rec. si Gregorius f. Hauise fuit saisitus in dominico suo ut de feodo de 1 bouata terre et 3 partibus unius bouate terre c. p.

in Lissinton' [Lissington] die quo obiit etc. Quam terram Robertus de Trihamton' tenet qui uocauerat ad warant. Goscelinum f. Pagani . Ita quod datus fuit ei dies habendi eum apud Leicestriam et tunc essoniauit se de malo ueniendi . tam ipse quam warantus eius . et habuerunt diem apud Norhamtonam et tunc non uenit warantus eius . et expectatus fuit per 4 dies . Et ideo consideratum est quod assisa capiatur per defaultam. Juratores dicunt quod ita obiit inde saisitus . Iudicium . Hauis' habeat inde saisinam suam . et Robertus in m'ia . Et sciendum quod ad hoc quod atornatus predicti Roberti obiecit . sc. quod Hauis' habet sororem . unde ipsa posuit se super iuratam . dicunt quod non habet sororem. (*Marg. Linc'.*)

Hawisa is claiming land in Lissington, as the heir of her father Gregory, against Robert de Trihamton who vouches to warranty Goscelin son of Pain. A day was given them at Leicester. At Leicester neither Robert nor his warrantor came, but they essoined themselves for sickness which prevented them from coming. They were given a day at Northampton, and again neither of them came, and after the four days of grace had passed the assize was taken by default. The jurors say that Gregory died seised, and seisin is adjudged to Hawisa. 'And know that to what Robert's attorney objected, namely that Hawisa has a sister, whereof she has put herself on a jury, they (the jurors) say that she has not a sister.'

1123. Assisa mortis antecessoris inter Gillebertum f. Haroldi petentem et Herbertum de Lekeburn' [Legbourne] tenentem de 37 acris c. p. in Luthena [Ludney] . ponitur in respectum usque in octabas Natiuitatis beate Marie [15 September] . pro defectu recognitorum . quia nullus uenit uel se essoniauit preter duos qui uenerunt . Et ideo atachientur . Et sciendum quod ipse Herbertus uocauerat ad warant. Robertum f. Willelmi . et nec ipse nec warantus eius uenit ad diem sibi datum . Et ideo consideratum est quod assisa capiatur per defaultam. (*Marg. Linc'.*)

1124. Assisa mortis antecessoris inter Simonem f. Willelmi petentem . et Thomam Mariscellum tenentem . de 23 solidatis et 8 denariatis redditus c. p. in Hallington' [Hallington] ponitur in respectum usque in octabas Natiuitatis beate Marie [15 September] . pro defectu recognitorum . quia nullus uenit etc. et ideo atachientur etc. et vicecomes [*blank*] . Et sciendum quod Thomas concessit assisam. (*Marg. Apud Norhamt'.*)

1125. Assisa mortis antecessoris inter Henricum f. Roberti petentem . et Willelmum Caperun tenentem . de 1 bouata terre octaua parte minus in Bekingham [Beckingham] ponitur in respectum usque in octabas Natiuitatis beate Marie [15 September] . pro defectu recognitorum . quia nullus uenit uel se essoniauit . preter 4 . Et ideo atachientur . Et sciendum quod Willelmus uocauerat ad warantum . Radulfum de Brueria . et ad diem sibi datum . habendi eum non uenit Willelmus nec Radulfus . Et ideo capienda est assisa. (*Marg. Lincoln'. Apud Norhamt'.*)

1126. Dies datus est abbati de Croiland' [Crowland] in octabas Natiuitatis beate Marie [15 September] apud Norhamtonam ad audiendum iudicium suum de loquela que est inter ipsum et Robertum Gippe de terra quam ipse v. eum petit : unde ipse abbas dicit quod dies datus fuit

ei (dies<sup>e</sup>) apud Norhamtonam die jous ante festum sancti Laurentii [8 August] . Et tunc non uenit Robertus uel se essoniauit. (*Marg. Linc'*.)

1127. Auicia de Normanuilla (per Reinerum attornatum suum<sup>1</sup>) petit v. abbatem de Parco Lude [Louth Park] (ius<sup>1</sup>) hereditatem predictae Auicie quam uir predictae Auicie eidem abbati dedit qui illam ei dare non potuit nec debuit . et unde ipsa Auicia seisisa fuit tempore H. Regis patris capiendo inde expleta ad valenciā dim. m. et plus et hoc offert (probare<sup>e</sup>) dirationare v. eum per quendam liberum hominem suum Ricardum Caperun qui hoc offert etc. Et Petrus de Yreford' [Irford] positus loco abbatis uenit et defendit jus ipsius Auicie et seisinam et totum de uerbo in uerbum per corpus liberi hominis sui Willelmi f. Radulfi qui hoc etc. Et preterea dicit quod abbas est in terra predicta sicut in iure suo . Dies datus est eis ad audiendum iudicium suum in octabas Natiuitatis beate Marie [15 September]. (*Marg. Warr' [sic].*)

1128. Dies datus est predictae Auicie per eundem attornatum in octabas Natiuitatis beate Marie [15 September] v. Reginaldum [et<sup>8</sup>] Reginaldo fratri abbatis de Barling [Barlings] posito loco abbatis predicti v. Auiciam de Normauilla [*sic*] de placito terre.

1129. Dies datus est Matillidi que fuit uxor Roberti . . . . . in Tuitorp [Towthorpe] unde (uterque posuit se super<sup>1</sup>) iuratum (aram<sup>e</sup>) sc. . . . . uenerunt . nec vicecomes misit breue. Et . . .

*mem 7d.*

1130. Loquela de warantia carte inter Johannem de Wintrinton' [Winterton] et Ysabellam de Daiuilla ponitur sine die ; per petitionem ipsius Johannis. (*Marg. Warantia.*)

The clerk began the case *Ass. ven. rec. si*, and then realised that it was unnecessary to begin the story again.

1131. Willelmus f. Simonis petit v. Ricardum f. Aluredi capellani 2 bouatas terre et dimidiam c. p. in Asegarbi [Asgarby near Sleaford] in quas non habet ingressum nisi per predictum Aluredum patrem suum qui eas tenuit ad firmam tantum uita sua ut dicitur . Et Ricardus petit inde uisum . Habeat . Dies datus est eis in octabas Natiuitatis beate Marie [15 September] apud Norhamtonam . Et interim fiat uisus. (*Marg. Linc'*.)

1132. *Ass. ven. rec. si* Willelmus pater Gode uxoris Reginaldi fabri seisisus fuit in dominico suo ut de feudo de 2 bouatis terre c. p. in Bothebi [Boothby Graffoe] die qua obiit etc. Quam terram Gilebertus de Huwell' [Howell] tenet Qui uocauerat ad warantum Willelmum Mustell' qui uenit et warantizauit ei et dicit assisam non debere fieri eo quod predicti Reginaldus et Goda post obitum predicti Willelmi seisisi fuerunt de terra illa et ipsi hoc congnouerunt . Et ideo assisa remanet.

Goda and Reginald have sought the wrong writ. They have to admit that after William's death they held the land, which they are trying to claim by mort d'ancestor as William's heirs.

1133. Assisa mortis antecessoris inter Reginaldum fabrum et Godam uxorem eius et Gilebertum de Huwell' tenentem de 6 bouatis terre c. p. in Bothebi unde idem Gilebertus uocauerat ad warantum Willelmum Mustell' qui uenit et ei warantizauit . ponitur in respectum usque in octabas Natiuitatis beate Marie [15 September] pro defectu recognitorum . quia non uenerunt nisi 9 . Et sciendum quod Willelmus nil scit dicere contra assisam . Set concessit assisam . Et Willelmus ponit loco suo Gilebertum predictum . Et Reginaldus ponit loco suo Godam uxorem suam . Et recognitores qui non uenerunt attachiati et tot et tales etc.

1134. Dies datus est Ricardo attornato posito loco Alicie Conastabularie ad audiendum iudicium suum de loquela que est inter ipsam et priorem de Lekeburn' [Legbourne] qui se essoniauit de malo ueniendi apud Couintre et habuit diem apud Norhamtonam die lune ante festum Assumpcionis beate Marie [12 August] . Et tunc non uenit uel se essoniauit . Et Walterus f. Umfridi qui debet esse warantus ipsius Alicie ; uenit et ei warantizauit ei [sic] 5 acras de dote et ponit loco suo predictum Ricardum.

1135. Dies datus est Thome f. Matillidis posito loco Matillidis matris ad audiendum iudicium suum de loquela que est inter ipsam Matillidem et Alanum de Torp de dote quam ipsa clamat v. eum in octabas Natiuitatis beate Marie [15 September] : eo quod ipse Alanus non uenit uel se essoniauit et habuit diem per essoniatores suum apud Norhamtonam.

1136. Dies datus est Philippo de Taelebi [Tealby] petenti . et Iuette de Crokesbi [Croxby] tenenti de placito unius assise mortis antecessoris de terra in Crokesbi in octabas Natiuitatis beate Marie . apud Norhamtonam pro defectu breuis quod vicecomes non misit (quod<sup>o</sup>) sicut ei preceptum fuit semel et secundo . et ideo (vicecomes<sup>o</sup>) faciat etc. et sit responsurus etc. (*Marg. Linc'*)

*mem. 8*

PLACITA ET ASSISE CAPTE CORAM SIMONE DE PATISHULL' ET EUSTACIO DE FACUNBERGE ET RICARDO MALEBISSE ET HENRICO DE NORHAMTON' ET ALEXANDRO DE POINTON APUD NORHAMTONAM IN OCTABIS NATIUITATIS BEATE MARIE ANNO REGNI REGIS JOHANNIS QUARTO [15 SEPTEMBER, 1202]

1137. Alardus Ruffus ponit loco suo Clementem filium suum v. Alexandrum de Pointon' [Pointon] de placito magne assise et placito homagii ad lucrandum uel perdendum. (*Marg. Linc'*)

1138. Magna assisa inter Ernaldum de Bosco petentem et Philippum de Diua tenentem de terra in Witham [North Witham] ponitur sine die quam diu idem Ernaldus fuerit in seruicio domini Regis ultra mare prece attornati Ernaldi et ipsius Philippi.

*mem. 8d.*

1139. Ass. ven. rec. si Haroldus pater Gileberti seisitus fuit in

dominico suo ut de feudo de 37 acris terre (c. p.<sup>o</sup>) in Ludena [Ludney] die qua obiit etc. Quam terram Herbertus de Lekeburn' [Legbourne] et Sibilla uxor eius tenent Qui uocauerant ad warantum Robertum de Lekeburn' qui uenit et warrantizauit eis . Juratores dicunt quod ita obiit saisitus Judicium . Gilbertus habeat saisinam suam et Robertus in m'ia Et faciat escambium Herberto et Sibille ad valenciam. (*Marg. Linc'.*)

*Sibilla is corrected from Sigilla.*

1140. Ass. ven. rec. si Gilebertus seruicius de Baston' [Baston] et Garstinus de Baston' et Robertus frater eius et Willelmus Auben' et Johannes prepositus et Johannes f. Widonis et Otewi et Wido f. Gere . Simon f. Radulfi . Alanus f. Tungwig . Wido f. Aldwin . Wido Dusing . Johannes f. Toli . Jordanus f. Godwini . Jordanus Hilling . Henricus Copping . Hugo Blauet et alii (iniuste et sine iudicio disseisauerunt Robertum f. Willelmi Alexandrum f. Roberti . Willelmum f. decani . Robertum de Glanuilla . de lib. ten. suo in Greford' [Greatford] infra assisam Justiciarum<sup>1</sup>). Juratores dicunt quod non disseisauerunt eos . Judicium Robertus . Alexander . Willelmus . Robertus in m'ia De Roberto f. Willelmi dim. m. De Alexandro f. Roberti dim. m. De Willelmo f. decani dim. m. De Roberto de Glanvilla 1 m. De Galfrido Butte dim. m. pro defalta. De Rogero f. Willelmi f. Gamil dim. m. pro eodem . De Willelmo de Depinges [Deeping] dim. m. pro eodem.

1141. Ass. ven. rec. si Philippus de Diua pater Philippi seisitus fuit in dominico suo ut de feudo de 2 bouatis terre c. p. in Wollestorp [Woolsthorpe] die qua obiit etc. Quam terram Agnes de Diua (tenet que<sup>1</sup>) uocauerat ad warantum abbatem de Croxton' [Croxtan, co. Leicester] qui uenit et ei warrantizauit Et uocauerat ad warantum Walterum de Wollestorp qui uenit et quesitus si illam terram warrantizare uellet predicto abbati : uenit et congruuit quod terram illam dedit abbacie de Croxton' liberam et sine omni incumbratione . et si abbas postea illam incumbrauit (per Philippum uel per alium<sup>1</sup>) hoc non est per eum . et illam deliberet : si uellit . Et abbas per attornatum suum hoc non contradicerit set dicit quod illam dedit eidem Angnete ita quod illam tenuit antequam predictus Philippus duxit ipsam Angnetem in uxorem et inde ponit se super juratam . Et Philippus similiter . Fiat iurata utrum Philippus predictus seisitus fuit de terra predicta ut de feudo antequam ipsam Angnetam desponsauit : an non . Juratores dicunt quod predictus Philippus seisitus fuit de terra illa ut de feudo antequam ipsa desponsata fuit . Judicium . Philippus habeat seisinam suam . et abbas in m'ia . et faciat escambium eidem Agneti ad valenciam. (*Marg. Linc'.*)

Philip de Dive, as the heir of his father Philip, claims 2 bovates in Woolsthorpe against Agnes de Dive, his father's widow. Agnes vouches the abbot of Croxton to warranty. The abbot warrants the land to her and vouches Walter of Woolsthorpe to warranty. Walter comes and says that he gave the land to the abbot free and without any incumbrance, and that if the abbot has since encumbered the land through Philip or any other person, it is no concern of his, and the abbot must free himself if he wishes it. The abbot, through his attorney, admits the truth of Walter's statement, but says that he gave the land to Agnes so that she held it before Philip

married her. On this point he puts himself on a jury, and Philip likewise. The question actually put to the jury turned on the time when Philip came into possession of the land: was it before he married Agnes or not? The jurors say that Philip was seised of the land in demesne before he married Agnes, and judgement is therefore given in favour of his son. The abbot is to give an exchange to Agnes to the value of the land she will lose. See case 1261.

There is no indication in the case as to whether Philip came into possession of the land by some act of the abbot's before Agnes received it from the abbot, or whether Philip obtained it from Agnes before he married her. The question of Philip's right to the land is not raised since the action is simply an assize of mort d'ancestor.

1142. Ass. ven. rec. si Hugo pater Matillidis seiscitus fuit in dominico suo ut de feudo de 1 bouata terre c. p. in Sutton' [Sutton by Beckingham] die qua obiit etc. Quam terram Radulfus de Brueria tenet Qui uenit et dicit assisam inde non debere fieri quia ipsa Matillis habuit sorores duas quarum una filios habuit adhuc superstites sc. Malgerum et Willelmum. Et Willelmus f. Alani positus loco Matillidis uenit et dicit quod reuera ipsa habuit unam sororem et ipsa habuit filios set non legitime natos set de quodam clerico qui non desponsauit eam. Et Radulfus dicit quod illam desponsauerit. Dies datus est eis audiendum iudicium suum apud Westmonasterium in 5 septimanis post festum sancti Michaelis [3 November], et tunc habeat ibi Radulfus filios predictos uel alterum illorum. (*Marg. Linc'. Westm'*)

Ralf's reply to Maud's suit is a common 'exception' to a woman's claim to land by mort d'ancestor. He says she had sisters of whom one has sons surviving. Maud's attorney answers that Maud had one sister only, and that her sons are illegitimate, being her sons by a clerk who did not marry her. Ralf says that the clerk did marry her.

1143. Ass. ven. rec. si Margareta de Ros iniuste et sine iudicio disseisiuit Amalric' f. Rannulfi de lib. ten. suo in Tid [Tydd] post coronacionem domini Regis. Et Lambertus de Oiri uenit et dicit quod terra illa est in manu domini Regis per preceptum Justiciarii qui literas suas direxit Justiciis itinerantibus ut ipsi facerent capi in manum domini Regis omnes terras quas Margeria de Ros dedit uel alienauit de manu sua postquam ipsa incidit in debitum domini Regis ita quod terra illa simul cum aliis seiscita fuit in manum Regis et ei commissa custodienda ita quod adhuc est in manu Regis. (Et ideo assisa remaneat quia non licet capere assisam de terra dum est in manu domini Regis.) (*Marg. Cras.*)

Margery de Ros, the tenant, has fallen into the king's debt, and her lands have therefore been taken into the king's hand and been committed to Lambert de Oiri. Since the assize cannot be taken touching land in the king's hand the suit stands over. See case 1186.

1144. Jurata ven. rec. si Robertus f. Radulfi quondam uir Matillidis ipsam Matillidem dotaui die qua eam desponsauit de una bouata terre in Tuutorp [Towthorpe]: an non. Quam terram eadem Matillis clamat in dotem v. Johannem f. Hugonis. Juratores dicunt quod predictus Robertus non dotaui ipsam Matillidem de predicta terra nec illam tenuit die qua eam desponsauit. Iudicium. Johannes (habeat seisinam<sup>c</sup>) teneat in pace et ipsa in m'ia. Pauper est. (*Marg. Linc' m'ia.*)

1145. Ass. ven. rec. si Robertus pater Henrici seisisus fuit in dominico suo ut de feudo de 1 bouata terre c. p. (in B<sup>e</sup>) octaua parte minus in Bekingham [Beckingham] die qua obiit etc. Quam terram Willelmus Caperun tenet Qui uocauerat ad warant. Radulfum de Brueria Qui uenit et ei warantizauit . et dicit assisam inde non debet fieri eo quod predictus Henricus post obitum patris sui (Robertus<sup>1</sup>) inde fuit seisisus per mangnum tempus et inde ponit se super juratam . et Henricus similiter . Juratores dicunt quod ita seisisus fuit predictus Henricus de terra illa post obitum patris sui . Judicium . Radulfus teneat . et Henricus in m'ia . (*Marg. Linc'. m'ia.*)

Henry has brought the wrong writ ; for he was seised of the land after his father's death.

1146. Ad iudicium de vicecomite Lincolnie qui suscepit breue et non misit illud unde clericus vicecomitis testatur quod illud recepit in Trehing'.

1147. Assisa mortis antecessoris inter Hugonem cocum tenentem et Orewen petentem de assisa mortis antecessoris de 1 mesagio c. p. in Spalling' [Spalding] sine die quam diu idem Hugo fuit cum Thoma de Muleton' in seruicio domini Regis ultra mare.

1148. Ass. ven. rec. si Wido pater Gaufridi seisisus fuit in dominico suo ut de feudo de 13 acris terre c. p. in mangna Panton' [Great Ponton] die qua obiit etc. Quam terram Philippus de Panton' tenet qui uenit et uocauit ad warantum Radulfum de Cheresburc' [Cherbourg] . Habeat eum diem sancti Michaelis apud Bedeford' . Idem dies datus est quibusdam recognitoribus . et Ricardus de Thedbaudtoft. Gaufridus Parlebien bis fecerunt defaltam . Et ideo vicecomes habeat corpora eorum . et ponat loco Roberti le Sire [et<sup>s</sup>] Alani de Denton' [Denton] qui amouentur : alios.

1149. Robertus f. Alani summonitus ad warantizandum Winemero f. Alani cartam suam de dimidia carucata terre in Gunuordebi [Gonerby] c. p. et preterea de 4 sellionibus super Caldewell' et de 4 sellionibus super Stodwelgate et 1 sellione super croftum Walteri : uenit et warantizauit ei et cognouit cartam illam et seisinam suam de terra illa. (*Marg. Linc'.*)

1150. [Engeram f. Simonis<sup>s</sup>] uenit coram Justiciis et concessit et quietum clamauit Roberto fratri suo [totum ius et clamium quod habuit in<sup>s</sup>] aduocatione ecclesie de Watl' [Waith] quam ipsi Engerram' et Robertus clamant [v. Willelmum f. Drogonis] . Et Engeram<sup>s</sup>] ponit loco suo predictum Robertum ad lucrandum uel perdendum.

See case 1155.

*mem. 9*

1151. Assisa noue disseisine inter Gaufridum f. Widonis querentem et Philippum de Panton' [Great Ponton] et Willelmum f. Ernisi et Martinum f. Turbern' de lib. ten. eiusdem Gaufridi in mangna Panton'

ponitur in respectum usque in diem (crastinum<sup>1</sup>) sancti Michaelis (apud Bedeford<sup>1</sup>) quia iuratores dixerunt quod nullum inde fecerunt uisum . Et vicecomes tunc respondeat quia non fecit uisum fieri . Et Philippus ponit loco suo Willelmum f. Ernisii. (*Marg. Linc'*)

1152. Alicia que fuit uxor Humfridi per Ricardum attornatum suum petit v. priorissam de Nekeburna [*sic*—Legbourne] 5 acras prati c. p. in Saltfletebi [Saltfleetby] quas clamat pertinere ad lib. ten. suum quod tenet in dotem de dono predicti Umfridi . Et prior de Nekeburna sc. Robertus dicit quod nunquam de terra predicta fuit dotata et inde ponit se super juratam . Et Alicia similiter . Fiat inde jurata Et ueniat in crastino sancti Michaelis apud Bedeford'. (*Marg. Linc'*)

1153. Gilebertus de Riggesbi [Rigsby] petit v. Robertum de Trehamton' 5 bouatas terre c. p. in Lissington' [Lissington] ut jus suum. Et Robertus petit deinde uisum . Habeat. Dies datus est eis in crastino sancti Michaelis [September 30] (apud Bedeford<sup>1</sup>) et interim fiat uisus. Gilebertus ponit loco suo Johannem Druerie inde et v. Andream f. Hugonis. (*Marg. Linc'. Bedeford'*)

1154. Sibilla que fuit uxor Roberti petit v. Robertum de Trehamton' 2 bouatas terre c. p. in Lissinton' ut maritagium et in quas ipse non habuit ingressum nisi per Robertum uirum suum qui illas ei uendidit cui ipsa contradicere non potuit. Et Robertus uenit et dicit quod ipse non tenet terram illam in dominico set liberi homines (in feudo<sup>1</sup>) de eo. sc. Paganus de Bekering' [Beckering] Willelmus f. Gaufridi. Walterus Tic. Et Sibilla hoc non negat. Et ideo Sibilla querat breue v. tenentes si uoluerit. (*Marg. Linc'*)

1155. Engeram' et Robertus filii Simonis optulerunt se quarto die v. Willelmum f. Drogonis de placito advocacionis ecclesie de Wath [Waithe]. Et ipse non uenit uel se essoniauit et summonitio testata fuit. Judicium Advocatio capiatur in manum domini Regis . et dies captionis etc. Et Willelmus summoneatur ad esse apud Bedeford' die quarto sc. die mercurii proximo post festum sancti Michaelis [October 2] etc.

1156. (Hawis' de Lissinton' queritur quod Paganus de Bekering' (et Johannes Gulias<sup>1</sup>) et Elias de Lissinton' . et Walteras Crass . et Walterus le Tic uenerunt in feudum suum (in Lissinton'<sup>1</sup>) quod ipsa recuperauit in curia domini Regis<sup>e</sup>.)

1157. Hawis' de Lissinton' [Lissington] queritur quod Paganus de Bekering' [Beckering] et Johannes Gulias et Elias de Lissinton' et Walterus Crassus et Walterus le Tic . et Gaufridus de Trihamton' uenerunt in feudum suum de Lissinton' quod ipsa recuperauit in curia domini Regis v. Robertum de Triamton' et post seisinam quam inde habuit : asportauit blada sua de 4 sellionibus et inde ponit se super juratam patrie . Et predicti similiter . Fiat jurata et ueniat in aduentum iusticiarum :



Et Hawis' ponit loco suo Johannem Druerie . etc. (*Marg.* plegius de prosequendo Gilebertus de Riggesbi [Rigsby].)

Hawis is careful to say that the friends of the disappointed Robert came after she had been put in seisin of the land. See case 1122.

1158. Alicia que fuit uxor Humfridi petit v. priorissam de Lekeburn' [Legbourne] 2 acras prati c. p. in Salfletebi [Saltfleetby] ut maritagium suum quod Robertus f. Gileberti pater eius ei dedit unde ipsa saisita fuit (ut de maritagio suo<sup>1</sup>) tempore H. Regis patris domini Regis capiendo expleta inde ad ualenciam [*blank*] Et hoc offert dirationare v. eam per quendam liberum hominem suum. Et prior positus loco priorisse uenit et dicit quod Umfridus quondam uir ipsius Alicie dedit ei terram illam in liberam elemosinam per cartam quam profert et uocauit ad warantum Walterum filium et heredem ipsius Umfridi . Set dicit quod ipse totam hereditatem suam dilapidauit et in alienas manus posuit . (ut fratrum suorum et aliorum<sup>1</sup>) occasione auferendi eis et aliis terras a patre suo sibi datas et inde petit consilium curie . et auxilium pro dono . Et milites comitatus Lincolnie hoc idem testantur . Et ideo habent diem apud Westmonasterium in (1 mensem post festum<sup>s</sup>) sancti Michaelis [27 October] ad audiendum inde iudicium suum.

Alice seeks 2 acres, which were her marriage portion, in Saltfleetby against the prioress of Legbourne. The prior on behalf of the prioress comes and says that Alice's husband Humfrey gave those 2 acres to the prioress by his charter which the prior produces. And he vouches Walter son of Humfrey to warranty. But the prior says that Walter has wasted all his inheritance and put it into the hands of others, such as his brothers and others, in order to take away from them—the nuns—and others the lands given them by his father. And he—the prior—seeks the council of the court and their aid to maintain the gift. The knights of Lincolnshire bear witness to the truth of the prior's statement.

1159. Thomas f. Matillidis positus loco Matillidis matris sue . . . . . c. p. in Freskena [Friskney] ut dotem suam . . . . . quondam uiri sui qui eam inde dotaui . . . . Et Matillidis nullam produxit [sectam . . . .] et est sine die. (*Marg.* Linc')

1160. Hugo f. Johannis dat . . . . .

*mem. 9d.*

1161. Ass. ven. rec. si Gippe pater Roberti fuit saisitus in dominico suo ut de feudo de una bouata terre c. p. in Scrahing' [Scrane] die qua obiit etc. Quam terram abbas de Croiland' [Crowland] tenet . Qui uenit et uocauit inde ad warrant. Willelmum de Longo Campo qui est in seruicio domini Regis ultra mare . et ideo remanet assisa sine die. (*Marg.* Linc'.)

1162. Ass. ven. rec. si Eudo pater Rogeri seisitus fuit in dominico suo ut de feudo de 1 bouata terre c. p. in Wrangl' [Wrangle] die qua obiit etc. Quam terram Simon f. Simonis qui infra etatem est tenet qui uocauit ad warantum Simonem patrem suum qui terram illam ei dedit . Et quia terra illa non descendit ei in hereditatem set ex dono patris sui : quamuis sit infra etatem ; consideratum fuit quod haberet Simonem patrem suum ad warantum qui uenit et ei warrantizauit et

concessit assisam . Juratores dicunt quod non ita obiit inde seisisus set partem terre illius tenuit ut consuetudinarius . et ideo Simon teneat . et Rogerus in m'ia. (*Marg. Linc'.*)

Simon son of Simon is not to have the privilege of putting off his answer to Roger's suit until he (Simon) is of full age because the land has been given him by his father. Had it come to him by inheritance, he could have pleaded his age. As it is, he vouches his father to warranty and the case continues with his father as tenant, just as it would had the land not been given by Simon le Bret to Simon his son. Simon holds the land because the jurors say that Endo died seised of only part of the land, and of that as a customary tenant. See note to case 397.

1163. Albertus f. Suttart attachiatus fuit eo quod ipse non tenet finem factum in curia domini Regis inter ipsum et Alexandrum f. Simonis desicut illum coram Justiciis cognouit . Et finem fecit per 1 m. per plegium Baldrici f. Rannulfi . et Gileberti f. Alwardi. (*Marg. Linc' custodiatur.*)

1164. Marioria de Welles [Well] optulit se quarto die v. Radulfum de Hag' [Haugh] de tercia parte duarum bouatarum terre c. p. in Hag'. Et ipse non uenit uel se essoniauit et terra capta fuit in manum domini Regis et nunquam petita . Et ideo consideratum est quod Marioria habeat inde seisinam suam. (*Marg. Linc'.*)

*mem. 10*

1165. Albertus f. Suhard in m'ia (de 1 m<sup>l</sup>) quia non tenuit finem factum in curia domini Regis v. Alexandrum. Plegii de m'ia . Baldricus f. Rannulfi . Gilebertus f. Alward'. (*Marg. Linc' m'ia 1 m.*)

*mem. 10d.*

1166. Assisa noue disseisine inter Willelmum f. Johannis querentem et Gilebertum et Simonem filios Lefwin' de lib. ten. ipsius Willelmi in Quedhauering' [Quadrang] ponitur in respectum usque in crastinum octabarum sancti Michaelis [7 October] apud Lincolniam. (*Marg. Linc'.*)

1167. Ass. ven. rec. si Willelmus de Karleton' iniuste et sine iudicio disseisiuit Willelmum de Mannebi [Manby] de lib. ten. suo in Karleton' infra summonicionem itineris Justiciarum . Juratores dicunt quod non ita disseisiuit eum. Iudicium . Willelmus teneat et Willelmus de Mannebi in m'ia . M'ia eius 1 m. per plegium Elie de Karleton' . et Willelmi f. Eustacii . Et Willelmus de Karleton' dai domino Regi duas marcas pro habenda assisa ista apud Norhamtonam per plegium Roberti de Mannabi [*sic*] et Warini de Haule. (*Marg. Linc' m'ia. 2 m.*)

1168. Assisa noue disseisine inter Walterum de Quedhauering [Quadrang] querentem et Bartholomeum de Muleton' [Moulton] tenentem de lib. ten. ipsius Walteri in Quedhauering' sine die : quia Walterus non uenit uel se essoniauit et ideo Walterus in m'ia . et non inuenit plegios nisi fidem . M'ia Walteri 1 m. (*Marg. Linc. 1 m.*)

1169. Ass. ven. rec. si Simon de Hag' [Haugh] iniuste et sine iudicio

disseisiuit Willelmum f. Mactildis de lib. ten. suo in Hag' (et in Hottotl) [Huttoft] infra summonicionem itineris Justiciarum . Juratores dicunt quod ita disseisiuit eum . Judicium . Willelmus habeat seisinam suam . et Simon in m'ia . M'ia dim. m. (Dampnum 40 s. preter bladum qui adhuc est in campo<sup>l</sup>) (*Marg. Linc'.*)

1170. Eadem assisa ven. rec. si Simon de Hag' iniuste et sine iudicio disseisiuit Rainerum de Torresbi [South Thoresby] de lib. ten. suo in Hag' infra summonicionem itineris Justiciarum . Juratores dicunt quod ita disseisiuit eum . Judicium . Rainerus habeat seisinam suam . Et Simon in m'ia . Dampnum 10 s. (*Marg. Linc'. m'ia.*) Robertus de Mannebi capit in manum quod inueniet plegios apud Lincolniam (de dampno et de m'ia<sup>l</sup>) et Walterus de Couintre similiter . Et Willelmus f. Mactildis dat dim. m. pro habenda assisa ista apud Northamptonam per plegium Raineri de Toresbi. (*Marg. dim. m.*)

1171. Assisa noue disseisine inter Rannulfum de Blankenay [Blankney] querentem et Amabilem que fuit uxor Oliveri de Aencurt de lib. ten. (ipsius Rannulfi<sup>l</sup>) in Branston' [Branston] ponitur in respectum : usque in crastinum octabarum sancti Michaelis [7 October] apud Lincolniam pro defectu recognitorum . Et sciendum quod ipsa concessit assisam. (*Marg. Linc'.*)

1172. (Willelmus f. Johannis tulit assisam noue disseisine v. Gilbertum et Simonem filios Lefwin' de lib. ten. ipsius Willelmi in Quedhauering' [Quadrang] et non est prosecutus Et ideo in m'ia et plegii eius similiter . sc. Andreas f. Thome Johannes f. Willelmi de Quedhauering'.<sup>c</sup>) (*Marg. Linc'. m'ie tres.*)

*mem. 11d.*

1173. [Robertus<sup>s</sup>] f. Simonis petit pro se et Engeram f. Simonis v. Willelmum f. Drogonis aduocationem ecclesie de Wath' [Waith] ut ius et hereditatem suam . . . . . feodo . . . . . tempore Henrici Regis patris et personam presentauit ad ecclesiam illam . . . . . offert dirationare per Willelmum hominem suum qui hoc offert dirationare per corpus suum consideratione curie Willelmus uenit et dicit quod ipse non tenet aduocationem illam . . . . . et Simon f. . . . . de Humberstan' [Humberstone] uenit et dicit quod ipse . . . . .

*mem. 12*

1174. Dies datus est Alexandro de Pointon' [Pointon] et Alardo Ruffo de placito audiendi iudicium suum apud Westmonasterium a die sancti Michaelis in 1 mensem [27 October]. (*Marg. Linc'. Apud Westm'.)*

1175. Dies datus est eidem Alexandro et eidem Alardo apud Dunestap' in octabas sancti Michaelis [6 October] de placito magne assise etc. Et idem dies datus est 4 militibus de eadem assisa qui uenerunt sc. Lamberto de Oiri . et Hugoni de Russebi . et Radulfo f. Stephani . et Waltero de Pincebec [Pinchbeck] qui uenerunt et ceteri attachientur

ad esse ad eundem terminum preter (Robertum<sup>e</sup>) Andream de Edelinton' [Edlington] qui se essoniauit per Willelmum de Farceus et Conanum de Kirketon' [Kirton in Holland] per Robertum Cade et Radulfum de Curton' qui se essoniauit per Ricardum . ad eundem terminum, Affidauerunt. (*Marg. Linc'. Apud Dunestapel'.*)

1176. Ass. ven. rec. quis aduocatus tempore pacis presentauit ultimam personam que mortua est ad ecclesiam de Gunebi [Gunby St. Nicholas] que uacat etc. Quem aduocacionem Robertus de Breteuilla clamat v. abbatem de Osolueston' [Owston, co. Leicester] Juratores dicunt quod Graelenc de Taneie presentauit ultimam personam et quidam miles venit et dicit quod aduocacio illa spectat ad Willelmum Grimband et ei debet descendere ut nepoti Alardi cuius propinquior heres ipse Willelmus est . Et (Johannes<sup>e</sup>) (Robertus<sup>l</sup>) de Breteuilla dicit quod ei non debet descendere quia Edwardus de Salebir' [Salisbury co. Wilts] qui frater primogenitus fuit eiusdem Graelenc habuit filiam quandam Leoniam nomine . quam Robertus de Stuteuilla desponsauit et inplacitauit eundem Graelenc in curia domini regis Henrici' . et v. eum terram de Gunnebi recuperauit et dedit eidem Roberto medietatem terre illius pro seruicio suo . et medietatem in maritagium . et inde protulit cartam. (Consideratum est quod Robertus habeat presentationem suam<sup>l</sup>.)

The interlineation is in another hand.

Robert de Breteuille is claiming the advowson of Gunby against the abbot of Owston by assize of darrein presentment. The jurors say that Graelenc de Taneie presented the last parson. The abbot vouched William Grimbaud to warranty, hence the mention of him. Robert the claimant says that the advowson should descend to him because Graelenc's eldest brother, Edward of Salisbury, impleaded Graelenc in the court of king Henry, and recovered the land of Gunby against him and gave to Robert de Stuteuille half of the land for his service and half in marriage with his daughter Leonia. See cases 336 and 495; also *Rotuli de Dominabus*, p. 70 (P.R.S., vol. 35).

*mem. 14d.*

1177. Auicia de Normanuilla petit v. abbatem de Oxenay [Barlings] et Reginaldum ponteuarium 20 acras terre et 5 acras prati c. p. in Steinton' [Stainton by Langworth] ut jus et hereditatem suam unde Radulfus de Normanuilla quondam uir eius et ipsa seisisi fuerunt ut de feudo et jure ipsius Auicie tempore H. Regis patris capiendo expleta ad valentium 5 s. et plus . et hoc offert disrationare v. eos per liberum hominem suum (Robertum de Turlaueston<sup>l</sup>) qui hoc etc. uel offert domino Regi 1 m. pro habenda jurata per legales homines si predicti abbas et Reginaldus alium ingressum (uel aliud iuris<sup>l</sup>) habuerunt in predicta tenementa . quam per predictum Radulfum uirum suum qui nil iuris habuit in terra illa nisi per ipsam Auiciam . Et Reginaldus pro se et predicto abbate cuius loco ponitur : uenit et dicit quod ipse habet terram illam in custodia sicut illam quam Hugo episcopus ei commisit custodire (et quod pertinet ad episcopatum Lincolnensem<sup>l</sup>) et petit considerationem curie si respondere debeat : sede uacante . Dies datus est eis apud Bedeford' a die sancti Michaelis in 3 septimanis [20 October] ad audiendum iudicium suum et interim consulatur dominus G. Et Auicia ponit loco suo Radulfum de Normanuilla uel Walterum de Reimeuilla. (*Marg. Linc'.*)

Aucia is claiming the land against the abbot and Reginald the keeper of the bridge as her right, and as land to which they had no entry except through her husband Rannulf, who had no right in the land except through her. Reginald replies that he holds the land in custody as that which bishop Hugh entrusted to him, and as land which belongs to the bishopric of Lincoln. And Reginald seeks the consideration of the court whether he ought to answer while the see is vacant. A day is appointed them for a further hearing, and in the meantime Geoffrey fitz Peter is to be consulted.

1178. Ass. ven. rec. si Philippus de Panton' [Great Ponton] et Willelmus f. Ernisi . et Martinus f. Turberni iniuste et sine iudicio dissaisiuerunt Gaufridum f. Widonis de lib. ten. suo in magna Panton' infra summonitionem Justiciarum . Juratores dicunt quod non dissaisiuerunt eum . Iudicium . Gaufridus in m'ia . pro falso clamore et alii teneant in pace. (*Marg. Linc'*)

1179. Ass. ven. rec. si Gunware amita Gode uxoris Reginaldi fabri fuit saisita in dominico suo ut de feodo de 6 bouatis terre in Bothebi [Boothby Graffoe] die qua obiit etc. Quam terram Gilebertus de Howell' [Howell] tenet . Juratores dicunt quod Gunware ita fuit inde saisitus . Iudicium . Reginaldus et Goda habeant inde saisinam et Gillebertus in m'ia pro iniusta detentione. (*Marg. Linc'*)

*mem. 15*

1180. Muriel de Farlestorp [Farlsthorne] petit v. abbatem de Parco Lude [Louth Park] 1 bouatam terre c. p. in Turlubi [Thurlby in Bilsby] et 14 acras terre c. p. in Farlestorp ut jus suum quod ei habet descendere de Eudone de Farlestorp auunculo suo qui inde fuit seisitus ut de feodo et jure et in dominico tempore H. regis patris capiendo inde expleta ad ualenciam 5 s. et plus Et hoc offert dirationare v. eum per quendam liberum hominem suum Robertum de Willegebi [Willoughby in the Marsh] . qui hoc etc. prout etc. Et Gilebertus monachus et Petrus de Yreford [Irford] (attornati abbatis<sup>1</sup>) ueniunt et defendunt jus suum et dicunt quod predictus Eudo terram predictam dedit in puram et perpetuam elemosinam quibusdam canonicis de Brakenholm [Brakenholm] qui ex dono suo illam per aliquantulum temporis tenuerunt . et qui per processum temporis . . . se et reddiderunt se ordini Cistrenensi (et nominatim monachis de Parco Lude<sup>1</sup>) per assensum episcopi loci Roberti cum omnibus tenementis suis que . . . Ita quod terram predictam reddiderunt ipsi predictis monachis per concessum predicti Eudonis et post proferunt cartam predicti Eudonis de Farlestorp in qua continetur quod ipse Eudo dedit et concessit canonicis de Brakenholm totam insulam in qua habitabant et mariscum sicut exterior fouea circumdat . et bouatam terre que fuit Grim de Turluby tenendam . sicut ipsi canonici illam tenuerunt (confirmatam<sup>1</sup>) de domino de quo ipsam tenuit . Preterea proferunt cartam Roberti episcopi Lincolnensis testantem quod ipse ad petitionem canonicorum de Brakenholm concessit et commisit ipsos canonicos ordini Cistrenensi et nominatim custodie abbatis de Parco Lude cum loco suo et omnibus tenementis suis . et proferunt cartam H. regis patris confirmantis monachis de Parco Lude predictas terras . Dicunt etiam quod Garinus de Vernun de quo predictus Eudo terram predictam tenuit : concessit et confirmauit monachis

et abbacie de Parco Lude predictam bouatam terre cuius cartam ipsius proferunt idem testantem . Et quod predicti canonici se et terram predictam (unde fit mencio<sup>1</sup>) per concessum et uoluntatem ipsius Eudonis reddiderunt et concesserunt predictis monachis : offert dirationare v. ipsam per quendam liberum hominem suum Ricardum de Reffham [Reepham] qui hoc offert dirationare etc. sicut curia etc. ut ille qui interfuit et (uidit et<sup>1</sup>) audiuit ubi ipse Eudo hoc concessit . Et Murielis uenit et non negat quin Eudo predictus illam dedit quibusdam canonicis . set defendit quod predicti monachi non habuerunt terram predictam per concessum predicti Eudonis et hoc offert defendere per quendam liberum hominem suum . sc. Robertum predictum qui hoc etc. Et petit ut ei allocetur quod terra illa data fuit canonicis (ut cognoscunt<sup>1</sup>) et ipsi qui sunt monachii illam tenent . Dies datus eis apud Westmonasterium in octabis sancti Martini [18 November] ad audiendum iudicium suum prece partium . Et interim habent licenciam etc. (*Marg. Westm'*.)

Muriel of Farlsthorne is seeking by writ of right land in Thurlby against the abbot of Louth Park. The attorneys of the abbot say that Eudo her uncle, whose heir she is, gave the land in pure and perpetual alms to the canons of Brakenholm, who held it for some little time by virtue of his gift. They in process of time with the assent of bishop Robert rendered themselves with all their tenements to the Cistercian order, and particularly to the monks of Louth Park, so that they rendered the aforesaid land to the aforesaid monks by the grant of Eudo. Afterwards the abbot's attorneys brought Eudo's charter in which it is contained that he gave to the canons of Brakenholm the whole island in which they dwelt and the marsh as the ditch goes round it and the bovat of land which was Grim of Thurlby's. Moreover they brought the charter of Robert bishop of Lincoln bearing witness that, at the prayer of the canons of Brakenholm, he has granted and committed those canons to the Cistercian order and especially to the care of the abbot of Louth Park, with their site and all their tenements. The attorneys also brought the charter of king Henry confirming the lands to the monks of Louth Park. They say also that Warin de Vernon, of whom Eudo held the laud, confirmed it to the monks and abbey of Louth Park, and they produce his charter bearing witness to that. They offer to deraign by a certain free man of the abbey that the canons gave the aforesaid land to the monks with the consent and will of Eudo. Muriel comes and does not deny that Eudo gave that land to the canons but denies that the monks had the land by his consent, and she offers to deny it by a free man of her's. And she seeks that it may be allowed on her side that the land was given to canons, as they admit, and that they are monks who hold it. The case is adjourned.

1181. Willelmus f. Simonis petit v. Ricardum f. Aluredi 2 bouatas terre et dimidiam c. p. in Asegarebi [Asgarby by Sleaford] sicut jus suum et hereditatem et in quas ipse non (habet<sup>1</sup>) ingressum nisi per Aluredum patrem suum qui eas ad firmam (tenuit<sup>1</sup>) tandem uita sua de Simone patre suo . et petit ut recongnoscat per juratam legalium utrum ipse Aluredus die qua obiit seisisit fuit de terra illa ut de firma an ut de feudo . Et Ricardus uenit et defendit ius suum et vocat ad warantum Willelmum Picot . Habeat eum (in octabas<sup>6</sup>) apud Bedeford' in 3 septimanis post festum sancti Michaelis [20 October].

1182. Willelmus auceps petit v. Willelmum f. Drogonis . . . in quas non habuit (ingressum<sup>1</sup>) nisi per Walterum (de Water . . .<sup>4</sup>) auunculum . . . terram illam inuadiauit ad terminum qui . . . (aliud ius uell<sup>1</sup>)

alium ingressum habuit in terram illam . . . Habeat juratam . Dies  
datus est eis in . . . Et nos habemus nomina juratorum . . . . .

*mem. 15d.*

1183. Ass. ven. rec. si Amabelis que fuit uxor Oliueris de Aencurt  
et Radulfus de Sancto Licio iniuste et sine iudicio disseisiuerunt  
Rannulfum de Blankenay [Blankney] de lib. ten. suo in Branston'  
[Branston] infra iter Justiciarum . Juratores dicunt quod ita dis-  
seisiuerunt eum . Iudicium . Rannulfus habeat seisinam suam . et  
alii in m'ia . Dampnum 3 m. M'ia Radulfi : dim. m.

1184. Thomas de Munbugun dat domino Regi dim. m. pro licencia  
concordandi cum Nicholao de Basing' [Basingham] de assisa noue  
disseisine per Gilebertum de Sutton'. (*Marg.* dim. m.)

1185. Ass. ven. rec. si Gerardus f. Roberti de Belues' iniuste et  
sine iudicio disseisiuit Iuettam filiam Willelmi de lib. ten. suo in Gose-  
berchirch' [Gosberton] infra iter Justiciarum . Juratores dicunt quod  
ita disseisiuit eam . Iudicium . Iuetta habeat seisinam suam . et Gerardus  
in m'ia . Dampnum 3 s. M'ia Gerardi 10 s. : per plegium (vicecomitis<sup>o</sup>)  
Simonis de Blankenay [Blankney].

1186. Ass. ven. rec. si Margeria de Ros iniuste et sine iudicio  
disseisiuit Amalricum f. Rannulfi de lib. ten. suo in Tid [Tydd] post  
coronationem domini Regis apud Cantuariam . Juratores dicunt quod  
ita disseisiuit eum . Iudicium Aumalric habeat inde seisinam suam et  
Margeria in m'ia . Dampnum dim. m. M'ia Margerie dim. m. Non  
fuit presens. (*Marg.* Linc'. m'ia.)

See case 1143. Evidently some arrangement has been made so that Amalric  
can recover his seisin by the assize. Margery was not present. Possibly the justiciar  
has been consulted and ordered the assize to proceed.

1187. Engeram f. Simonis ponit loco suo Robertum fratrem suum  
v. abbatem de Humberstan [Humberstone] de placito advocacionis  
ecclesie de Wathe [Waith].

1188. Sezilia de Creuequer ponit loco suo Petrum de Bekering'  
[Beckering] v. Alexandrum de Creuequor et Matillidem matrem eius et  
Rannulfum de Touethorp [Towthorpe] . de placito terre.

1189. Willelmus decanus de Hoggestorp [Hogsthorpe] ponit loco  
suo Martinum clericum v. Willelmum f. Walteri de placito seruicii de  
terra in Burgo et in Skegenes [Burgh le Marsh and Skegness] ad  
lucrandum etc.

1190. Eudo de Garton' ponit loco suo Gerardum de Sancto Martino  
v. Alardum Ruffum et abbatem de Croiland' [Crowland] et priorem de  
Freston' [Frieston] et v. Walterum f. Yuonis de placito assisarum etc.  
(*Marg.* Linc'.)

1191. Martinus Martel dat domino Regi dim. m. per sic quod carte sue audiantur plegius : Adam de Scapwic' [Scopwick].

1192. Ricardum de Neuilla qui se essoniauit de malo lecti v. Gaufridum de Campania de placito terre mandauit ad curiam quod non fuit uisus et petit licenciam ueniendi ad curiam et habuit.

Richard de Neville who essoined himself for sick bed has sent to inform the justices that the knights have not been to view his sickness and he seeks licence to come to the court.



# ASSIZE ROLL

No. 1

## *Mem. 1*

PLACITA CAPTA APUD BEDEFORDIAM A DIE SANCTI MICHAELIS  
IN 3 SEPTIMANIS CORAM SIMONE DE PATESHULLA ET E. DE  
FAUKENBERG' ET SOCIIS SUIS ANNO REGNI REGIS JOHANNIS  
QUARTO [20 OCTOBER, 1202]

1193. Robertus de Trehamton' eodem modo [de malo lecti<sup>s</sup>] apud  
Alesbi [Aylesby] v. Gilbertum f. Herberti de placito terre . per Nicholaum  
f. Ricardi . et Willelmum f. Reginaldi . Mittantur etc. si non fuit  
languor in octabas sancti Martini [18 November] apud Westmonasterium.

1194. Ricardus f. Aluredi v. Willelmum f. Simonis . de placito  
terre . per Josephum f. Aluredi . Die dominica post festum omnium  
sanctorum [3 November] apud Dunestapl' [Dunstable, co. Bedford]  
affidauit Et Willelmus Picot warantus Ricardi summonitus non uenit  
uel se essoniauit etc. Et ideo. (*Marg. Linc'.*)

1195. Willelmus f. Draconis v. Willelmum Oiselur' de placito jurate  
per Johannem de Hameselep [Hanslope, co. Buckingham] . ad eundem  
terminum . affidauit . Et omnis iurata atachietur. (*Marg. Linc'.*)

1196. Eudo f. Roberti v. Orewan' de Lech' [Leake] de placito  
terre . per Ricardum f. Walteri . Die dominica post festum omnium  
sanctorum [3 November] apud Dunestapl'. (*Marg. Linc'.*)

1197. Abbas de Humbrestein' [Humberstone] v. Engeram et  
Robertum filios Simonis . de placito aduocationis ecclesie per Alanum  
de Humberst[ein<sup>s</sup>] in crastino sancti Martini [12 November] apud  
Westmonasterium. (*Marg. Linc' apud Westm'.*)

1198. Alardus Ruffus v. Eudonem de Garton' . de placito assise per  
Clementem de Beninton' [Benington] in crastino sancti Martini apud  
Westmonasterium affidauit . Idem dies datus est recognitoribus . (*Marg.  
Linc'.*)

1199. Matillis de Marton' [Martin by Timberland] v. Willelmum f.  
Gaufridi de placito assise per Ricardum f. Umfridi in adventum Justiciarum  
affidauit. (*Marg. Linc'.*)

1200. Walterus f. Yuonis v. Eudonem de Gareton' de placito  
assise mortis antecessoris . per Alanum f. Yuonis . In crastino sancti  
Martini apud Westmonasterium . Idem dies datus est recognitoribus  
in bancho. (*Marg. Linc'.*)

1201. Prior de Freston' [Frieston] v. Iuonem de Gareton' de placito assise mortis antecessoris per Ricardum Galstan' . In crastino sancti Martini apud Westmonasterium . Idem dies datus est abbati de Croiland' [Crowland] tenentem . Et abbas ponit loco suo Rogerum clericum . Idem dies datus est recognitoribus. (*Marg. Linc'*)

1202. Iueta de Crosebi [Croxby] v. Philippum de Tauesbi [Tealby] de placito assise per Nicholaum in aduentu Justiciarum affidauit . recognitores attachientur. (*Marg. Linc'*)

*mem. 3*

1203. Willelmus f. Warini optulit se quarto die v. Gaufridum Saluein de placito homagii sui capiendi . Et ipse non uenit uel se essoniauit et summonitio etc. . Iudicium . attachietur ad esse apud Westmonasterium in crastino sancti Martini [12 November] etc. (*Marg. Linc'*)

1204. Assisa mortis antecessoris inter Willelmum f. Gaufridi petentem et Simonem de Marton' [Martin by Timberland] . tenentem de 1 mesagio c. p. in Scapewic [Scopwick] . ponitur in respectum usque in aduentu Justiciarum pro defectu recognitorum . quia nullus recognitor uenit uel se essoniauit et ideo omnes attachientur. (*Marg. Linc'*)

*mem. 4*

1205. Auicia de Normanuilla petiit v. Reginaldum ponteuarium 20 acras terre et 5 acras prati (c. p.<sup>1</sup>) in Steinton' [Stainton by Langworth] et loquela illa remanet : quia Reginaldus dixit quod ipse nil juris clamat in terra illa nisi custodiam per episcopum Lincolniensem . quia sedes Lincolniensis uacat.

*mem 4d.*

1206. Dies datus est Alicie la Konestabl' per attornatum suum et priorisse de Lekeburn' [Legbourne] tenentem per attornatum suum de 5 acris prati c. p. in Saufletebi [Saltfleetby] unde iurata aramiata est . in aduentu Justiciarum . Et quia omnes recognitores pauperes sunt amouentur. Et preceptum est quod vicecomes faciat legales milites et alios probos homines et discretos homines ad hoc eligi.

The jurors who had been chosen were poor, and they are to be removed. The sheriff is commanded to cause lawful knights and other honest and discreet men to be chosen in their place.

1207. Magna assisa inter Alexandrum de Pointon' [Pointon] et Alardum Ruffum tenentem de 2 virgatis terre c. p. in Buterwic [Butterwick] ponitur in aduentu Justiciarum pro defectu recognitorum . Quia Lambertus de Oilli essoniat se per Petrum et Radulfus f. Stephani per Gilebertum . et Hugo de Bussey per Gilebertum . Robertus de Asforbi [Asserby] . et Walterus de Welton' [Welton le Marsh] et Willelmus de Harinton' [Harrington] . Willelmus le Ostricer . Eudo de Alford' [Alford] Radulfus de Kelesbi [Calceby] Radulfus f. Simonis . Hugo Vilein . Hugo de Wigetoft [Wigtoft] . Reginaldus de Benington' [Benington] recognitores non uenerunt uel se essoniauerunt . Et ideo attachientur . Idem

dies datus est Roberto de Curcun . Conano de Kirketon' [Kirkton in Holland] Andrea de Edlinton' [Edlington] in banco. (*Marg. Linc'*)

1208. Ass. ven. rec. si Wido pater Gaufridi seisitus fuit in dominico suo ut de feudo de 12 acris terre c. p. in Mangna Panton' [Great Ponton] die qua obiit etc. Quam terram Philippus de Panton' tenet qui uocauit inde ad warantum Radulfum de Cheresburc' [Cherbourg] tenet [*sic*] qui uenit et ei warantizauit qui dicit assisam inde non debere fieri quia aliquando inplacitauit ipse Widonem patrem ipsius Gaufridi et Philippum predictum de tota terra quam ipsi tenuerunt et tantum deducta fuit loquela : quod Radulfus et Philippus concordati fuerunt de tota terra quam Radulfus ipse clamat v. eum sine clamium quod ipse [*sic*].

Concordati sunt per sic quod ipsi dimidiant inter se terram illam et ueniant propter cirographum apud Dunestapl' [Dunstable, co. Bedford]. Et Philippus ponit loco suo Willelmum f. Ernisii. (*Marg. Linc'*)

For the fine see *Final Concords*, i, 26 ; *Feet of Fines*, 127/3, no. 27.

1209. Gaufridus de Campaine petit v. Ricardum de Neuilla 1 molendinum c. p. in Dunham [Dunham] ut ius suum . Et Ricardus venit et petit visum . Habeat uisum . Dies datus est eis in crastino sancti Martini [12 November] . et interim fiat visus. (*Marg. Linc'*)

1210. Dies datus est Alexandro de Pointon' [Pointon] et Alardo Ruffo per Clementem attornatum suum de placito audiendi iudicium suum de placito seruicii et homagii in crastino sancti Martini apud Westmonasterium. (*Marg. Linc'*)

1211. Assisa noue dissaisine inter Ricardum de Fontibus querentem et Johannem de Killingeholm' [Killingholme] . et Hamonem Feraeri [*sic*] et Robertum Morine et Hugonem Gosse et Willelmum f. Haldeburc' et Simonem seruientem eius . et Willelmum de Elmedon' et Andream clericum . dissaisientes de lib. ten. ipsius Ricardi in Killingeholm' ponitur in respectum usque in crastino sancti Martini apud Westmonasterium pro defectu recognitorum . Et omnes recognitores attachientur . Et Johannes ponit loco suo inde Serlonem de Niweton'.

## CURIA REGIS ROLL

No. 28

*Mem. 12*

HEC SUNT PLACITA IN OCTABIS SANCTI MICHAELIS ANNO QUARTO  
REGNI REGIS JOHANNIS [6 OCTOBER, 1202]

1212. Hugo f. Richolfi petens optulit se quarto die v. Robertum f. Johannis et warantum eius quem vocauit et ipsi non venerunt uel se essoniauerunt. Et diem habuit in banco coram Justiciis in partibus illis itinerantibus in octabis sancti Michaelis [6 October] apud Westmonasterium ut ipse dicit. Et quia non habuerunt recordum loquele quo modo deducta fuit coram Justiciis inter ipsum Hugonem et ipsum Robertum preceptum est eidem Hugoni quod sequatur Justiciis si uoluerit.

PLACITA IN 15 DIES POST FESTUM SANCTI MICHAELIS [13  
OCTOBER]

1213. Dominus G. significauit Justiciis quod Cecilia de Creuequor posuit coram eo loco suo Petrum de Bekering' [Beckering] v. Matillidem de Creuequor de placito assise de morte antecessoris de 1 carucata terre in Hundington' [Honington] etc. Eadem posuit eundem Petrum v. Rannulfum de Tuuetorp [Towthorpe] de placito assise de 3 bouatis terre c. p. in Hundinton'. et eundem posuit v. Alexandrum de Creuequor et Matillidem matrem suam et Rannulfum de Tutorp [*sic*] de placito assise de terra de Hundinton'. et eundem posuit v. Alexandrum de Creuequor de placito assise de 1 carucata et 5 bouatis terre c. p. in Hundington' etc.

*mem. 12d.*

1214. Petrus de Bekering' positus loco Cecilie de Crevequer optulit se quarto die v. Matillidem de Crevequer de placito assise de morte antecessoris de 1 carucata [terre<sup>s</sup>] c. p. in Hundinton. Et ipsa Matillis non uenit uel se essoniauit et summonitio testata etc. Judicium Matillis resummonetur quod sit a die sancti Michaelis in 15 dies [13 October].

## CURIA REGIS ROLL

No. 27

*Mem. 1*

PLACITA IN 15 DIES POST FESTUM SANCTI MICHAELIS [13 OCTOBER] ANNO REGNI REGIS JOHANNIS QUARTO ET DE TRIBUS SEPTIMANIS [20 OCTOBER, 1202]

1215. Johannes Lanceleuée optulit se quarto die v. Robertum de Trehaniton' de placito unius bouate terre c. p. in Lisinton' [Lissington]. Et Robertus non uenit etc. et summonicio testata fuit Judicium . Terra capiatur in manum domini Regis et dies capcionis etc. Et Robertus summoneatur quod sit a die sancti Martini in 15 dies [25 November].

1216. Simon le Bret ponit loco suo Willelmum Reuell' v. Alexandrum de Pointon' [Pointon] de placito jurate ad lucrandum uel perdendum.

*mem 1d.*

1217. Lesiardus de Monasteriis optulit se quarto die v. Willelmum de Grenebi de placito feodi unius militis c. p. in Grenesbi unde magna assisa fuit summonita inter eos . Et Willelmus non uenit uel se essoniauit et summonitio testata est . Judicium . In respectum usque in octabas sancti Hillarii [20 January, 1202-3] quia non habuimus nomina recognitorum quia est de itinere H. Bardolf . Ideo Lesiard habeat breue ad H. Bardolf quod mittat nomina recognitorum.

1218. Jurata quam Henricus le Fleg aramauit [*sic*] per breue domini Regis de ultra mare ad conuincendum juratores per quos assisa noue disseisine inter ipsum et Abraham de Ria et uxorem suam ponitur in respectum usque in 15 dies post festum sancti Hillarii [27 January, 1202-3] quia nullus ex uiginti quatuor juratoribus per quos fieri debet jurata illa uenit neque aliquis ex juratoribus per quos assisa noue disseisine capta fuit qui positi fuerunt per plegios . Ideo atachientur etc.

*mem 2*

DE UNO MENSE [27 OCTOBER]

1219. Abbas de Croiland' [Crowland] ponit loco suo Johannem de Sandon' v. Gaufridum f. Paulini de placito terre etc.

1220. Idem [i.e. dominus G.<sup>s</sup>] singnificauit quod apellum de pace domini Regis infracta . unde Radulfus de Arketeleland' appellat Lambertum de Weston' in respectum sit . usque coram domino Rege per breue de ultra mare.

1221. Ida de Sumerdebi [Somerby by Grantham] ponit loco suo Rogerum de Tateshal' [Tattershall] uel Willelmum Franceis v. Hugonem de Sumerdebi de placito terre etc.

1222. Magister Milicie Templi ponit loco suo fratrem Henricum Grim uel Robertum de Denton' [Denton] v. Willelmum de Claxebe de placito warantie carte etc.

*mem. 2d.*

1223. Magister Robertus de Kateshal' [*sic*—Tattershall] positus loco Ide de Sumerdebi [Somerby by Grantham] optulit se quarto die v. Hugonem de Sumerdebi de placito 8 bouatarum terre c. p. in Bobi [Boothby Pagnell]. Et ipse Hugo non uenit etc. et summonitio testata fuit. Judicium. Terra capiatur in manum domini Regis et dies etc. Ipse summoneatur quod sit in octabis sancti Hillarii etc. [20 January, 1202-3].

*mem. 3*

1224. Herbertus de Lekeburn' [Legbourne] optulit se quarto die v. Willelmum f. Matillidis de placito 40 acrarum terre c. p. Et ipse non uenit etc. et summonitio etc. Terra capiatur in manum domini Regis et ipse W. summoneatur quod sit in octabas sancti Hillarii etc.

1225. Fratres Milicie Templi optulerunt se quarto die v. Willelmum de Claxebe de placito warantie unius bouate terre c. p. in Claxebe. Et ipse Willelmus non uenit etc. et summonitio etc. et dies etc. Et ipse summoneatur quod sit in octabas sancti Hillarii apud Westmonasterium etc.

*mem. 4*

DE V SEPTIMANIS DE TERMINO SANCTI MICHAELIS  
[3 NOVEMBER]

1226. Idem [i.e. dominus Rex] mandauit domino G. quod custodiat et manuteneat terras et res Johannis de Lacel' quamdiu ipse fuerit in seruicio suo per comitem de Aubemar'. Et si quis ei forisfecerit faciat sine dilatione emendari.

*mem. 4d.*

IN CRASTINO SANCTI MARTINI [12 NOVEMBER]

1227. Martinus clericus positus loco Willelmi decani de Hoggestorp' [Hogsthorpe] optulit se quarto die v. Willelmum f. Walteri de placito seruicii et consuetudinum. Et ipse non uenit etc. et summonitio etc. Judicium. Willelmus atachietur quod sit a die sancti Martini in 15 dies [25 November] etc.

Probably Martin the clerk of Pattishall (see cases 1189 and 1250).

*mem. 5*

IN OCTABIS SANCTI MARTINI [18 NOVEMBER]

1228. Dies datus est Baldwino [*rectius* Baldrico] Andegauensi et Petro Andegauensi de capiendo cirographo suo in octabas sancti Hillarii [20 January, 1202-3]. Baldwinus ponit loco suo Thomam capellanum etc.

1229. Alexander de Pointon' [Pointon] petit v. Simonem le Bret quod warrantizet ei 1 acram et dimidiam terre et 1 mesagium c. p. in Wenpre [*sic* for Wrangle] unde ipse habet cartam ipsius Simonis quam produxit. Et Simon uenit et dixit quod particula terre continentur in carta illa in quibus plures acre et dimidie continentur. et petit inde uisum si habere debet. Et Alexander dicit quod uisum non debet habere desicut ipse Simon debet ei warrantizare quicquid in carta illa continetur. Simon ponit loco suo Willelmum Reuell' etc. Alexander ponit loco suo [*blank*]. Dies datus est eis a die sancti Hillarii in 15 dies [27 January, 1202-3] ad audiendum iudicium suum.

Alexander vouches Simon to warrant to him an acre and a half and one messuage whereof he holds Simon's charter. Simon says that those pieces of land are included in that charter in which are included many acres and half-acres, and he seeks a view. Alexander replies that Simon ought not to have a view because he ought to warrant to him whatever is included in the charter. The case is adjourned.

1230. Alexander de Pointon' queritur quod Ricardus f. Bine et Abraham de Ponte homines sui plegiauerunt quendam hominem contra eum qui eum appellauit de membris suis. Et ipsi veniunt et dicunt quod Simon le Bret est dominus eorum qui eos feoffauit et in feodo suo manent sed ipse atornauit eos predicto Alexandro de quodam tenemento quod tenent et inde fecerunt fidelitatem ipsi Alexandro saluo homagio quod debent ipsi Simoni et per preceptum predicti Simonis plegiauerunt hominem contra ipsum Alexandrum. Dies datus est eis ad audiendum iudicium suum a die sancti Hillarii in 15 dies [27 January, 1202-3].

See Introduction.

1231. Robertus de Trihamton' petiit per pleuinam die dominico proxima [*sic*] ante octabas sancti Martini [17 November] 2 bouatas terre in Leusinton [Lissington] que capte fuerunt in manum domini Regis etc.

*mem 5d.*

1232. Fratres Milicie Templi optulerunt se quarto [die\*] v. Willelmum Saltenben' de placito intrusionis in feodo illorum. Et preceptum fuit uicecomiti quod poneret per plegios et non fuit inuentus. Ideo ponatur per saluos plegios quod sit a die sancti Illarii in 15 dies [27 January, 1202-3] etc.

1233. Idem fratres optulerunt se v. eundem Willelmum de placito consuetudinum et seruiciorum et ipse non uenit etc. et summonitio testata etc. Atachietur quod sit ad eundem terminum.

*mem. 6*

A DIE SANCTI MARTINI IN 15 DIES [25 NOVEMBER]

1234. Willelmus f. Matillidis petiit die sancte Katerine [25 November] terram suam de Sutton' per pleuinam que capta fuit etc. v. Herebertum.

1235. Dies datus est Roberto de Trehamton' tenenti et Johanni Lanceleué de placito unius bouate terre c. p. in Lissinton' [Lissington]

a die sancti Hillarii in 3 septimanis [3 February, 1202-3] prece partium  
Et terra illa capta fuit in manum domini Regis et replegiata est ipsi  
Roberto qui eam petiit ad horam etc.

*mcm. 6d.*

1236. Dominus Rex mandavit quod Thomas de Muleton' [Moulton]  
atornavit coram eo loco suo Walterum de Flet [Fleet], et Thomam Burnell'  
de loquela que est inter ipsum et homines Gerardi de Kanuilla de noua  
dissaisina de terra de Felt [*sic*] etc. vel alterum illorum . si ambo interesse  
non poterint.

*mcm. 7*

1237. Robertus de Trihamton' ponit loco suo Nicholaum f. Ricardi  
v. Gocelinum f. Pagani de placito warantie carte ad lucrandum etc.



# CURIA REGIS ROLL

No. 29

ROTULUS DE TERMINO SANCTI HYLARII ANNO IV REGNI REGIS  
JOHANNIS APUD WESTMONASTERIUM [1202-3]

*Mem. 2d.*

1238. Robertus f. Simonis pro se et pro Ingeram fratre suo obtulit se quarta die v. abbatem de Humbersteinie [Humberstone] de placito aduocationis ecclesie de Wathe [Waith] Et ipse non uenit set se essoniauit de malo lecti et duo milites sc. Willelmus f. Delix et Elias Pincerna qui debuerunt fecisse uisum inde cum aliis sociis suis recognouerunt quod nullum diem ei dederunt pro defectu sociorum suorum sc. Roberti f. Eudonis et Gilleberti Escrop qui non fuerunt ad uisum cum illis . Et ideo ipse [*sic*] Robertus et Gillebertus attachiati fuerunt adesse in octabas sancti Ylarii [18 January 1202-3] ad testificandum uisum suum et neuter eorum uenit set Robertus essoniauit . et plegii Gilleberti fuerunt Fokemer de Barton' . et Normannus de Barton' . Et ideo preceptum est uicecomiti quod faciat 4 milites predictos simul facere uisum de ipso abbate et sint apud Westmonasterium a die Pasche in 15 dies [20 April 1203] ad testificandum uisum suum etc. Et Robertus et Gillebertus ponantur per plegios quod sint apud Westmonasterium ad eundem diem ostensuri quare non fecerunt uisum suum sicut eis preceptum fuit.

The abbot essoined himself for sick bed, and only two of the four knights sent to view his sickness and appoint him a day went to view him. The sheriff is ordered to see that the four knights make view together, and they are given a day three months ahead to report at Westminster upon what they have done.

*mem. 3*

PLACITA IN OCTABAS SANCTI YLLARII [20 JANUARY, 1202-3]

1239. Yda de Sumerdeby [Somerby by Grantham] petit v. Hugonem de Sumerdeby 8 bouatas terre c. p. in Bobi [Boothby Pagnell] sicut dotem suam Et ipse petit uisum terre . Habeat Dies est in 15 dies post Pascha [20 April, 1203].

*mem. 4*

1240. Preceptum est quod Nicholaus de Basing' et Sibilla uxor eius atachientur quod sint apud Westmonasterium a die Pasche in 15 dies [20 April, 1203] ad capiendum cirographum suum de terra unde placitum fuit inter Lambertum de Scotenni cuius heres Sibilla est . et Willelmum de Cantelup' in curia domini Regis . et ostensuri quare non uenerunt in octabas sancti Illarii [20 January, 1202-3] sicut summoniti fuerunt etc.

1241. Dies datus est Geraldo de Sancto Martino aturnato Alexandri de Puinton' [Pointon] et Willelmo Reuel posito loco Simonis le Bret et Abbrahe de Ponte et Ricardo f. Bine ad audiendum iudicium suum a die Pasche in 15 dies etc. [20 April, 1203].

1242. Vicecomes significauit per breue suum quod cepit in manum domini Regis quater uiginti acras c. p. in Sudton' [Sutton in the Marsh] quas Herbertus de Lekeburn' [Legbourne] clamat v. Willelmum f. Matillidis pro defectu ipsius Willelmi : die lune proxima post festum sancti Edmundi [25 November, 1202]

*mem. 4d.*

IN 15 DIES POST FESTUM SANCTI YLLARII [27 JANUARY, 1202-3]

1243. Dies datus est fratribus Militie Templi petentibus et abbati de Kirkested' [Kirkstead] de placito terre in 3 septimanis post Pascha [27 April, 1203] prece partium etc.

1244. Dies datus est Gilleberto de Beningewrth' [Benniworth] et Jurdano abbati de Torinton' [Thornton Curtis] de placito terre in 3 septimanis post Pascha etc.

1245. Dies datus est fratribus Militie Templi per Henricum Grim et Willelmo f. Umfridi tenenti de 1 bouata terre c. p. in Hareby [Hareby] a die Pasche in 3 septimanis etc.

*mem. 5*

IN 15 DIES POST FESTUM SANCTI YLLARII [27 JANUARY, 1202-3]  
PRIMUS ROTULUS

1246. Heimericus magister Militie Templi ponit loco suo Henricum Grim v. Willelmum Salt en bien de placito seruitii etc. et v. Willelmum f. Umfridi de placito terre etc. et v. Mirielem de Stok' de placito terre etc. et v. Agnetem de Wicumb' [Wycombe, co. Buckingham] de placito dotis. (*Marg. Linc'. Buk'.*)

1247. Fulco de Oirri optulit se quarto die v. Willelmum Flan-drensem de placito duarum bouatarum terre c. p. in Scapwic' [Scopwick]. Et ipse non uenit uel se essoniauit . et summonitio etc. Judicium . Terra capiatur in manum domini Regis et dies etc. Et ipse summoneatur quod sit a die Pasche in 3 septimanis [27 April, 1203] responsurus etc. Fulco ponit loco suo Willelmum de Holebech' [Holebeach] etc.

*mem. 5d.*

1248. Ass. ven. rec. quis advocatus tempore pacis presentauit ultimam personam que mortua est ad ecclesiam de Falestorp' [Farls-thorpe] que uacat ut dicitur . cuius aduocationem Miriellis de Falestorp' clamat v. priorissam de Lekeburn' [Legbourne] . Et quia priorissa non placitat prior uenit et dicit quod assisa non debet inde fieri quia ecclesia non est uacans quia ipsi sunt persone instituti transactis 20 annis . Ita quod eam possederunt in usibus propriis . (Dies datus est eis in 1 mensem post Pascha [4 May, 1203] ad audiendum iudicium suum<sup>e</sup>).

1249. Jurata noue dissaisine inter Thomam de Muleton' [Moulton] querentem et Radulfum f. Albert et quam plures alios de lib. ten. ipsius

Thome in Flete [Fleet] ponitur in respectum usque a die Pasche in 3 septimanis pro defectu recognitorum . quia duo essoniauerunt se . et unus uenit . Ceteri atachientur.

1250. Jurata 24 inter Henricum de Fleg [Fleg, co. Norfolk] querentem et Abraham de Ria ad conuincendam juratam 12 ponitur in respectum usque in 3 septimanis post Pascha quia quidam uenerunt et quidam essoniauerunt se . quibus idem dies datus est Et ceteri atachientur . Martinus clericus de Patish' [Pattishall, co. Northampton] respondeat de atachiatis.

This Martin of Pattishall is the future judge of that name.

1251. Dies datus est Thome Flury et Ricardo de Couentre de placito duarum bouatarum terre c. p. in Ringesdon' [Ringstone] a die Pasche in 3 septimanis [27 April, 1203] . prece partium etc.

1252. Assisa mortis antecessoris inter Aliciam filiam Acke et Alanum f. Alani et Johannem f. Alani tenentes de dimidio mesagio c. p. in uilla sancti Botulfi [Boston] ponitur in respectum in 3 septimanis post Pasca [27 April, 1203] pro defectu recognitorum quia Jocelinus Blanchard et Reginaldus de (*quere* Kime) non uenerunt uel se essoniauerunt . Ideo atachientur etc. Idem dies datus est recognitoribus qui uenerunt etc. Et uicecomes tot apponat recognitores ne assisa remaneat pro defectu recognitorum.

*mem. 6d.*

IN 15 DIES POST FESTUM SANCTI YLLARII [27 JANUARY, 1202-3]  
SECUNDUS ROTULUS

1253. Dies datus est Baldrico Andegauensi et Petro Andegauensi a die Pasche in 15 dies [20 April, 1203] ad recipiendum cirographum suum etc.

*mem. 7*

IN 15 DIES POST FESTUM SANCTI YLLARII [27 JANUARY, 1202-3]  
TERCIUS ROTULUS

1254. Willelmus atornatus abbatis de Torinton' [Thornton Curtis] optulit se quarto die v. Jolanum de Amundeuilla de placito 13 bouatarum terre et dimidie c. p. et 4 toftorum c. p. in Barew' [Barrow on Humber] non uenit uel se essoniauit et habuit diem per essoniatorem sc. in octabas sancti Martini [18 November] . Ideo atachietur adesse apud Westmonasterium a die Pasche in tres septimanis [27 April, 1203] etc.

1255. Gerardus de Kanuilla optulit se quarto die v. Willelmum f. Didisii [*sic*] . Henricum de Funton' . Willelmum f. Drogonis . Robertum de Trihamton' . Walterum de Belebi . Petrum f. Berengeri . Radulfum de Maubertorp' [Mablethorpe] . Willelmum de Wagen' [Waghen, co. York] . Henricum de Kauenebi [Caenby] . Hugonem caretarium . Bald' f. Roberti Walterum de Lessebi [Laceby] Walterum Julien' . Radulfum f. Tunwar' . Willelmum f. persone Godardum f.

Hamonis . Bernardum f. Toki . Robertum telonarium . Willelmum Bonami . Ricardum Rumedich' Johannem f. Hugonis . Robertum f. Rannulfi . Willelmum de Kelebi [Keelby] . Augustinum de Burgo . Turbertum caretarium . de placito quod ipsi reddant firmam purpresturarum de Grimesbi [Grimsby] quas ipsi iurauerunt . et ipsi non uenerunt uel se essoniauerunt et summonitio etc. Judicium . Atachientur ad esse apud Westmonasterium a die Pasche in tres septimanas etc.

*mem. 7d.*

1256. Thomas f. Alienor petit v. Alienor matrem suam 16 bouatas terre in Cattorp' [Caythorpe] sicut jus suum Et Alienor dicit quod breue suum non loquitur nisi de 9 bouatis . unde querat aliud breue si uoluerit.

1257. Preceptum est vicecomiti quod faciat habere Baldricum le Angeuin 1 marcam pro catallis que Petrus le Angevin asportauit de portione terre sue que ei remansit in curia domini Regis per finem concordie.

1258. Templarii recedunt sine die v. priorem de Simpingham [Sempringham] de placito ecclesie de Duneton' [Donington in Holland] . quia ipse prior petit alterius jus per cartam sibi datam . et non suum jus proprium.

1259. Dies datus priori de Lekeburn' [Legbourne] et Haraldo atornato Alicie Constabl' de placito ecclesie sancti Petri de Saldfleteby [Saltfleetby] a die Pasche in 1 mensem [4 May, 1203] ad audiendum inde iudicium suum . Et Haraldus habeat breue ad summonendum Robertum f. Willelmi quod tunc sit ibi warantizaturus predicte Alicie ecclesiam illam . unde ipsa protulit cartam Roberti patris sui cuius hereditatem idem Robertus habet.

1260. Ancelina mater Willelmi f. Simonis posita loco ipsius Willelmi optulit se quarto die v. Ricardum f. Aluredi de placito duarum bouatarum terre et dimidie et unius tofti c. p. in Asgareb' [Asgarby by Sleaford] . Et ipse Ricardus se essoniauit de malo lecti et quatuor milites qui debuerunt fecisse visum non uenerunt set essoniauerunt se sc. Hugo de Kelesée per Walterum . . . . . per Rogerum . Philippus de Claketorp' [Claythorpe] per Hugonem.

1261. Dies datus est Agneti de Diua petenti et canonicis de Croxton' [Croxton, co. Leicester] tenentibus a die Pasche in 15 dies [20 April, 1203] quod tunc sint apud Westmonasterium ad ostendum quo modo et ubi ipsa Agnes recepit escambium terre quam ipsa perdidit v. Philippum de Diua . per defectum ipsorum canonicorum Et quia terra est in comitatu Lincolnie quam ipsa perdidit habeat breue ad uicecomitem Lincolnie ut faciat appreciari per visum legalium hominum terram quam predicta Agnes perdidit et scito (precio<sup>1</sup>) illud mandet per litteras etc. uicecomiti Leicestrie.

See case 1141. The king's court is enforcing Agnes' right to an exchange for

the land she has lost through the default of the abbot and monks of Croxton. The sheriff of Lincoln is to see that the land is valued by lawful men and, as soon as he knows the price of it, he is to make it known to the sheriff of Leicester in which county most of the abbey lands lay. See cases 1441, 1536-1539.

*mem. 8*

A DIE SANCTI YLLARII IN 3 SEPTIMANAS [3 FEBRUARY, 1202-3]

1262. Willelmus f. Rollandi tulit breue v. Hospitalarios Jerosolem de 1 bouata terre et 1 tofto in Wadingham [Wadingham] Et ipsi fratres recedunt sine die quia sunt sine priore.

1263. Willelmus f. Rollandi optulit se quarto die v. Robertum de Bussey de placito duarum acarum et dimidie prati c. p. in Wadingham Et ipse non uenit uel se essoniauit etc. Judicium . Terra capiatur in manum domini Regis et dies etc. Et ipse summoneatur quod sit in 1 mensem post Pascha [4 May, 1203] responsurus et ostensurus etc. Willelmus f. Rollandi ponit loco suo Gillebertum de Calz v. illum Robertum etc.

1264. Dominus G. significauit Justiciis de banco quod Robertus de Tateshal' [Tattershall] posuit coram domino Rege loco suo et loco uxoris sue Alanum de Keldebec et Hugonem clericum ad lucrandum uel perdendum de loquela que est inter ipsum et Roheisiam uxorem suam et Aliciam de Stuteuilla coram uobis apud Westmonasterium de rationabili parte que ipsos Robertum et Roheisiam contingit de terra que fuit Ysabelle de Cramauilla . et ideo etc.

1265. Dies datus est Muriele de Falestorp' [Farlsthorne] et abbati de Parco Lude [Louth Park] de placito audiendi iudicium suum de 1 bouata et 14 carucatis terre a die Pasche in 1 mensem [4 May, 1203] eo quod in recordo illius loquela fit mentio de carta domini Regis quam ipsi Justic' nolunt iudicare per se. Et abbas ponit loco suo Petrum de Ilford' [Irford] et amouet Gillebertum monacum suum quem prius posuerat . Et Muriela ponit loco suo Willelmum filium suum . et amouet Eudonem quem prius posuerat etc.

1266. Dominus G. significauit Justiciis quod Rogerus Arsic petiit terram suam per pleuinam die sabbati proxima ante Epiphaniam [12 January, 1202-3] que capta fuit in manum domini Regis pro defectu ipsius v. Henricum de Neuilla.

*mem. 8d.*

1267. Willelmus de Harinton' [Harrington] ponit loco suo Simonem de Harinton' v. Milonem de Wainflet' [Wainfleet] de placito seruitii etc.

1268. Vicecomes significauit per literas suas quod cepit in manum domini Regis 1 carucatam terre c. p. et 6 bouatas terre et terciam partem unius bouate terre in Toft [Toft by Newton] et 2 carucas et 6 bouatas in Ouresbi [Owersby] . et 6 bouatas et dimidiam in Willingham [North Willingham] et 7 bouatas terre in Glentewrth' [Glentworth] et 10 bouatas terre in Glenthām [Glenthām] et 2 bouatas terre in Ormebi [Owmy by

Spital] c. p. quas Henricus de Neuilla clamat v. Rogerum Arsic pro defectu ipsius Rogeri : in crastino sancti Thome Martiris [22 December]. Et Rogerus uenit et petit terram suam ad horam et de fendit summonitionem et nadiat legem . Dies datus est in 1 mensem . Endo Arsic et Willelmus Arsic plegii de lege.

1260. Dies datus est Ricardo f. Umfridi posito loco Alicie matris sue et priori de Lekeburn' [Legbourne] de 2 acris prati in Saltfletesbi [Saltfleetby] a die Pasche in 1 mensem [4 May 1203] . Et Walterus f. Umfridi quem idem prior uocauit ad warantum et qui summonitus fuit ad esse apud Westmonasterium ad warant. eidem priori illud pratum non uenit uel se essoniauit et summonitio etc. Iudicium Due acre c. p. ad valenciam illarum duarum acrarum prati de terra predicti Walteri in Saltfletebi capiantur in manum domini Regis . et dies etc. Et pse Walterus summoneatur quod sit ad predictum terminum etc.

*mem. 9*

1270. Robertus de Welle [Well] per Herbertum atornatum suum petit v. Thomam f. Umfridi 2 bouatas terre c. p. in Wiern [Witherne] Et ipse petit uisum terre . Habeat . Dies datus est in 1 mensem post Pascha [4 May, 1203] etc.

1271. Ass. ven. rec. si Alexander pater Cecilie de Creuequer saisitus fuit in dominico suo [ut de feudo de . . .] carucatis terre c. p. in Hundington' [Honington] die qua iter peregrinacionis sue arripuit v. Jerusalem . . . . . de Creuequer tenet Qui uenit et dicit quod ipsa habet . . . . . a die Pasche in 1 mensem.

*mem. 9d.*

1272. Simon f. Baldrici petit v. Robertum f. Egrici 50 acras terre c. p. in Germundetorp' [Grainthorpe] sicut jus suum Et quia neminem nominauit ex cuius saisina ipse terram illam peteret consideratum est quod Robertus teneat in pace.

*mem. 10*

#### DE 3 SEPTIMANIS [3 FEBRUARY, 1202-3]

1273. Gillebertus f. Ricardi optulit se quarto die v. Radulfum decanum de Sutton' de placito (dimidie hide) terre Et ipse Radulfus non uenit uel se essoniauit et summonitio testata fuit . Consideratum est quod terra capiatur in manum domini Regis (et dies capcionis etc.<sup>1</sup>) Et ipse Radulfus sumoneatur quod sit apud Westmonasterium a die Pasche in 1 mensem [4 May, 1203] ostensurus quare non seruauit diem suum etc.

# CURIA REGIS ROLL

No. 26

*Mem. 1*

IN 15 DIES POST PASCHA ANNO REGNI REGIS JOHANNIS  
QUARTO [20 APRIL, 1203]

1274. Assisa de morte antecessoris sc. si Wido frater Yuonis de Garton' saisitus fuit in dominico suo ut de feodo de 3 acris terre c. p. in Buterwic' [Butterwick] etc. Quam terram Walterus f. Yuonis tenet Qui uocauerat ad warant. Ysabellam uxorem suam Que uenit et warantizauit et uocauit ad warant. Alardum Ruffum . Habeant eum a die sancte Trinitatis in octo dies [4 June, 1203] . Et quia ipsi petunt auxilium curie ad faciendum eum uenire habeant breue ad summonendum eum . Ysabella ponit loco suo Walterum uirum suum etc.

1275. Dies datus est Waltero f. Walteri ad audiendum iudicium suum v. abbatem de Barden' [Bardney] in octabas sancte Trinitatis [4 June, 1203].

*mem. 2*

1276. Dies datus est Alexandro de Pointon' [Pointon] et Simoni le Bret (ad recipiendum cirographum suum de') warantia carte in octabas sancte Trinitatis [4 June, 1203]

1277. Abraham de ponte dat domino Regi dimidiam marcam pro licencia concordandi cum Alexandro de Pointon'.

1278. Ricardus f. Bine dim. m. pro licencia concordandi cum eodem.

See Introduction, p. xxvi.

*mem. 3*

1279. Loquela inter Robertum Pilate tenentem . et Radulfum f. Rogeri et Aliciam uxorem suam et Simonem et Hawis uxorem eius de 10 bouatis terre in Scredinton' [Scredington] . remanet sine die quia Simon obiit.

1280. Osbertus f. Nigelli optulit se quarto die v. Willelmum f. Hamonis de placito consuetudinum et seruiciorum de lib. ten. quod de eo tenet in Barkeston' [Barkston] Et ipse non uenit uel se essonianit etc. Iudicium . Willelmus ponatur per uadium et saluos plegios quod sit in octabis sancte Trinitatis [4 June, 1203] responsurus et auditurus etc.

*mem. 3d.*

1281. Walterus de Leseby [Laceby] queritur quod Hugo Malet

iniuste ejecit eum de custodia sua quam habet in Grimesbi [Grimsby] et extra uillam de Grimesby cum Hugone f. Ricardi de Leseby et biadum suum et alia catalla sua cepit iniuste ad valentiam 10 marcarum . et petit custodiam suam sibi restitui secundum cartam Hugonis quam habet de eadem custodia . Et Hugo uenit et recognouit cartam quam ei fecerat et conuentionem set dicit quod ipse Walterus cum haberet custodiam Hugonis . cum hereditate sua : extirpauit domos et virgulta sibi commissa . ita quod ipse conquestus est inde coram domino G. qui precepit inquisitionem fieri per legales homines de visneto utrum ita fecisset vastum sicut predictum est an non . et inquisitione facta inde constabat domino G. vastum factum fuisse . unde preceptum est quod Hugo reciperet custodiam suam in manum suam . Et inde uocat ad warant. ipsum dominum G. Adicit etiam quod pro inquisitione facta dedit domino Regi 40 s. Concordati sunt per sic quod Hugo dabit eidem Waltero 10 m. ante festum sancti Botulfi [17 June 1203] pro custodia quam de eo habuit cum blado seminato . et si tunc non reddiderit Walterus habebit custodiam nepotis sui usque ad terminum carte sue quam habet . saluis catallis suis eidem Waltero : que asportata fuerunt per alium quam Hugonem predictum.

*mem. 4*

1282. Ancelina mater Willelmi f. Simonis posita loco ipsius Willelmi optulit se v. Ricardum f. Aluredi de placito duarum bouatarum terre c. p. et unius tofti in Asgarby [Asgarby by Sleaford] Et ipse Ricardus essoniauit se de malo lecti et tantum unus militum qui debuerunt fecisse uisum sc. Radulfus de Bellesbi [Bilsby] [uenit<sup>4</sup>] et alii tres non uenerunt uel se essoniauerunt . sc. Ricardus de Marum Hugo de Kelesle [Kelsey] Philippus de Kelesby et plures fecerunt defaltam . Ideo consideratum est quod vicecomes habeat corpora eorum in octabis sancte Trinitatis [8 June, 1203] ad testificandum uisum suum etc. Idem dies datus est Radulfo de Kelesby.

*Mater in line 1 is corrected from uxor.*

*mem. 5*

PRIMUS ROTULUS DE 3 SEPTIMANIS [27 APRIL, 1203]

1283. Dies datus est Willelmo f. Umfridi et magistro militie Templi per H. Grim' de placito unius bouate terre a die sancti Michaelis in 15 dies [13 October, 1203].

1284. Thomas f. Osberti de Rase [Rasen] debet dim. m. pro concordia habenda cum Willelmo fratre suo de terra in Rase sc. 9 bouatis per pleuinam eiusdem Willelmi.

*mem. 5d.*

1285. Jurata ad conuincendum 12 per 24 inter Henricum de Fleg [Fleg, co. Norfolk] et Abraham de Rie ponitur in respectum usque in 15 dies post festum sancti Michaelis [13 October, 1203] pro defectu . quia Conanus de Kirketon' essoniauit se per Gillebertum . Gillebertus de Renigwrth' [sic—Benniworth] essoniauit se . Robertus de Fenne [Fen] per Hugonem . Robertus de Duniton [Donington in Holland] per Guram .



Idem dies datus est recognitoribus qui uenerunt . Hugo de Trikingham [Threckingham] . et Hugo de Bussey Willelmus Luuet atachientur . Et vicecomes apponat loco Alexandri de Quappelad' [Whaplode] qui obiit alium . et loco Hugonis de Bradeho alium . et loco Simonis de Eboraco [York] qui amoti sunt . Et Radulfus f. Stephani unus conuincendorum essoniatur per Suift . Gerardus de Biecre [Bicker] per Conanum . Alexander Neucomen per Gillebertum (Benedictus de W') Rogerus Ruffus per Willelmum . Benedictus de Wiberton' [Wyberton] per Ricardum . Alanus Ruffus per Hugonem . Gaufridus de Beniton' [Benington] per Robertum . Idem dies datus est aliis in banco . (*Marg.* Adam de Tid [Tydd] Robertus Suetblod Walterus de Flet Haldein Johannes de Rie (Hugo de Badeho<sup>c</sup>) Jacobus de la Rode Milo de Wainfled [Wainfleet] Wido de Winflet [*sic*] Hugo f. Ricardi Hugo Saluein Haraldus uenerunt Ricardus Baçon).

1286. Willelmus de Cleipoll' [Claypole] Rannulfus de Wilby Gaufridus de Birtorp' [Birtherpe] Robertus Kide 4 milites ad audiendum quem Beatrix uxor Willelmi de Coleuilla poneret loco suo v. priorem de Lewes [Lewes, co. Sussex] de placito ecclesie de Weston' dicunt quod posuerat loco suo Willelmum de Amundeuilla.

*mem. 6*

1287. Assisa noue dissaisine inter Thomam de Muleton' [Moulton] querentem . et Radulfum f. Albert et multos alios de lib. ten. predicti Thome in Flete [Fleet] ponitur in respectum usque in aduentum domini G. apud Lincolniam per preceptum eiusdem . Et omnes recognitores atachientur quod tunc sint ibi ad faciendam illam assisam . et ostensurus etc. . Et Thomas habeat breue originale cum breui atachiamenti.

1288. Ass. uen. rec. si Simon pater Alexandri de Creuequor saisitus fuit in dominico suo ut de feodo de feodis 14 militum et dimidia c. p. in Redburn' [Redbourne] . et in Harpeswell' [Harpeswell] et in Haketorn' [Hackthorn] et in Ingham [Ingham] et Cotes [Cotes by Stow] . Wiuelingham [North Willingham] et Stratton [Sturton in Scawby] et Wadingham [Wadingham] et Blieburc [Blyborough] et Botlesford [Bottesford] et Bliseby [Bleasby] Tefford [Tetford] . Sumeretby [Somersby] . Anderby [Bag Enderby] . Welleton' [Welton le Marsh] . Suinestorp [Swinthorpe] . Snelleslund' [Snelland] . Reresby [Reasby] die qua obiit . et si obiit infra assisam qua feoda Cecilia de Creuequor tenet . que dicit quod ipsa et Alexander sunt de duobus fratris et ipsa est de primogenito . sc. Alexander nomine . et ideo iudicetur ei quod assisa non debet procedere de sicut sunt de tam propinqua stipite . Consideratum est quod assisa proinde non remaneat . Dicit ergo Cecilia de Creuequor quod terra illa est hereditas [que] fuit Matillidis de Creuequor cuius filii fuerunt Simon . pater ipsius Alexandri . et Alexander pater eiusdem Cecilie . et quod eadem Cecilia [*sic*] inde obiit saisita . Econtra Alexander dicit quod bene potest esse quod ipse Matillis aliquando tenuit terram illam post obitum patris sui . quia ipse tunc fuit infra etatem . set non obiit inde saisita . set pater suus inde obiit saisita . et inde ponit se super

iuratum . Dies datus est eis in 15 dies post festum sancte Trinitate [15 June, 1203] ad audiendum iudicium suum . et tunc ueniat assisa.

1289. Vicecomes significat per breue suum sigillatum quod cepit in manum domini Regis . dominica proxima ante dominica Pasche Floride [23 March, 1202-3] 2 bouatas terre . cum pertinentiis in Scapwick' [Scopwick] . quas Fulco de Oirri clamat v. Willelmum Flandrensem pro defectu ipsius Willelmi.

*mem. 6d.*

1290. Assisa de morte antecessoris inter Aliciam filiam Anke per Willelmum atornatum suum et Alanum f. Alani et Johannem f. Alani de dimidio mesagio c. p. in villa sancti Botulfi [Boston] ponitur in respectum usque in 15 dies post festum sancte Trinitatis [15 June, 1203] . quia quidam recognitores essoniauerunt se et quidam uenerunt quibus idem dies datus est et magister Robertus Gernun et Robertus f. Musse . Willelmus Res . Hamo f. Herewardi atachientur . et vicecomes apponat sex legales homines de uilla sancti Botulfi qui discreti sint . et qui rei ueritatem sciant et quorum nullus predictos affinitate contingat quod sint ad eundem terminum etc.

*mem. 7*

1291. Assisa . ven. rec. si Simon pater Alexandri de Creuequer saisitus fuit in dominico suo ut de feudo de feudo 14 militum et dimidio c. p. in Redburn' . et Harpewell' et Hagethorn . et Ingeham . et Cotes et Wiudingham . et Stratton' . et Wadingham . et Bliburg' . et Blotelesford' . Bliseby Tieford' Sumereteb' . Endeby . Welleton' . Swines-torp' . et Swellesund' [*sic*] . Reresbi . die quo obiit etc. Quod feudum . Cecilia de Creuequer tenet que uenit et dicit quod ipsa et Alexander sunt de 2 fratribus et ipsa de primogenito . sc. Alexander nomine et ideo non uidetur ei quod assisa ista debet procedere . de sicut sunt de tam propinquo stipite . Consideratum est quod assisa non remaneat proinde . dicit ergo Cecilia . quod terra illa fuit hereditas Matillidis de Creuequer cuius filii fuerunt Simon pater ipsius Alexandri . et Alexander . pater ipsius Cecilie . et ipsa post obitum utriusque saisita fuit annis et diebus de terra illa . ut de hereditate sua . et ut de illa . in qua neuter illorum aliquid iuris habuit nisi per ipsam . et nunquam fuit extra saisinam illius . post quam ei descenderat ita quod non obiit saisitus . Et Alexander dicit quod bene potest esse quod ipse [*sic*] aliquando terram illam tenuit post obitum patris sui quia ipse tunc fuit . infra etatem . set ipsa non obiit inde saisitus . et dicit quod pater suus . obiit saisitus inde . et ponit se super iuratum patrie . utrum obiit saisitus de terra illa . ut de feudo . an si ipsa Matillis obiit inde saisita . et ipsa similiter . Dies datus est eis . a die sancte Trinitatis in 15 dies [15 June, 1203] . ad audiendum iudicium suum . si assisa debeat procedere nec ne . Et ueniat etiam assisa unde Alexander habeat breue ad atachendum illos . qui non uenerunt . sc. Odonem de Barkeston' [Barkston] . Aluredum de Glenthām [Glenthām] . Robertum f. Eudonis . Nicholaum de Wadingham . Engeram f. Simonis . Willelmum Blanchard' . Willelmum de Hulni' . Henricum de Rokesbi

[Roxby] . Willelmum de Weer . Johannem de Alneto . Robertum de Estrop Idem dies datus est Warino de Wintringham [Winteringham] . qui uenerunt et Robertum f. Willelmi per essoniatores suos . et Robertum Ribaud per essoniatores suos.

For the places see case no. 1288.

*mem. 7d.*

1292. Jurdanus abbas de Torenton' [Thornton Curtis] petit v. Jollanum de Amundeuilla quod warrantizet ei et 13 bouatas terre . et dimidiam . et 4 tofta in Barue [Barrow on Humber] cum pertinentiis . unde cartas eiusdem Jollani ostendit que idem testantur . Et ipse uenit et warrantizauit et concordati sunt per sic quod dabit ei rationabile escambium in Kinerby [Kingerby] . et in Ouresby [Owersby] ad valentiam . et ipse Jollanus clamat ei et successoribus suis quicquid . 3 s. et 3 d. quos debuit annuatim soluere pro 1 bouata terre . quam Hamo f. Ulfi tenet (in Barue<sup>1</sup>) . et forinsecum seruicium de eadem bouata . pro 23 m. argenti quas idem prior ei dedit . Abbas ponit loco suo Willelmum canonicum suum inde etc. Jollanus ponit loco suo Nicolaum filium suum etc. Dies datus est eis ad capiendum cirographum suum a die sancte Trinitatis in 3 septimanis [21 June, 1203] . et interim assignetur illud escambium abbati . Sciendum quod carte quas abbas habet de eisdem terris reddentur Jollano . et ipse faciet ei cartam de escambio.

1293. Willelmus de Habeche [Holbeach] positus loco . Fulconis de Oirry optulit se quarto die v. Willelmum Flandrensem de placito 2 bouatarum terre c. p. in Scapewich' [Scopwick] . et ipse non uenit uel se essoniauit . et terra capta fuit in manum domini Regis . et retenta . et non petita ad horam . unde consideratum est quod Fulco habeat saisinam.

*mem. 8*

1294. Herbertus de Sancto Quintin' petit v. abbatem de Kirkested' [Kirkstead] 3 carucatas terre c. p. in Timelby [Thimbleby] sicut ius suum . Et Simon atornatus abbas petit uisum terre illius Habeat . Dies datus est eis a die sancte Trinitatis in 15 dies [15 June, 1203] etc. Herbertus ponit loco suo Gaufridum de Wikerl' . etc.

1295. Willelmus Russel petit v. Templarios aduocationem ecclesie de Dunninton' [Donington in Holland] sicut ius suum quam ipsi iniuste ei deforciant sicut illam unde [*sic*] Hugo Russel antecessor eius cuius heres propinquior ipse Willelmus est habuit et dedit ecclesiam illam cuidam Willelmo . persone ecclesie predicte tempore H. Regis patris . qui eam possedit ex dono eius . Et hoc offert probare per Gaufridum de Lega . qui hoc offert etc. Et Templarii defendunt ius suum et proferunt cartam domini Regis prohibentem quod non respondeant nisi coram domino R. uel capitale iusticiario eius et nolunt inde respondere nisi curia considerauerit etc.

*mem. 8d.*

1296. Dies datus est Templariis et Willelmo de Glacseby [Claxby by Normanby] de placito terre a die S. Michaelis in tres septimanis [20 October, 1203].

*mem. 9*

A DIE PASCHE IN I MENSEM [4 MAY, 1203]

1297. Johannes die gratia etc. G. f. Petri etc. Mandauimus uobis quod non permittatis Rogerum Arsic implacitari de terra sua apud Tall' et Horesby [Owersby] . et Glenthām [Glenthām] quam Henricus de Neuilla clamat v. eum unde idem Rogerus trahit ad warantum Johannem Arsic . et unde warantus eius esse debet . quamdiu idem Johannes fuerit in seruitio nostro in transmarinis partibus per preceptum nostrum . Testibus etc. Et quoniam non uocauit eum adhuc ad warant. dictus est filio suo quod pater eius ueniat in 3 septimanis post festum S. Trinitatis [22 June, 1203], et uocet eum ad warant. si uoluerit . et tunc pacem habebit per breue . Ita quod sine die etc.

*Tall'* is probably intended to represent Toft by Newton. Cp. the final concord, made in 1210, between Henry de Nevill and William Arsic touching land in Toft, Auresby, Glenthām, . . . . . Willingeām [North Willingham], and Auneby [Owmby by Spital]. (*Final Concords*, i, 102.)

1298. Cecilia de Creuequer ponit loco suo Alexandrum f. suum v. Alexandrum de Creuequer et Matillidem matrem eius et Reginaldum de Touecot' de placito assise etc.

1299. Vicecomes significat literis suis quod cepit in manum domini Regis die martis proxima ante Paschum floridum [25 March, 1203] . 2 acras terre . et dimidiam acram prati c. p. in Wadingham [Wadingham] pro defectu Roberti de Bussey v. Willelmum f. Rollandi.

1300. Vicecomes significat quod cepit in manum domini Regis dimidiam bouatam terre c. p. in Tedletorp' [Theddlethorpe] die martis in septimana pasche [8 April, 1203] (dimidiam bouatam terre c. p.<sup>e</sup>) pro defectu Radulfi de Sudton' [Sutton le Marsh] v. Gillebertum f. Ricardi.

*mem. 9d.*

1301. Dies datus est Willelmo Russell' petenti et fratribus Militie Templi de aduocatione ecclesie de Duniton' [Donington in Holland] a die S. Trinitatis in 3 septimanis [22 June, 1203] quia dominus Rex mandauit quod idem fratres non placitent de aliquo nisi coram eo uel coram capitale iusticiario . quia idem Iusticiarius non fuit presens . Willelmus ponit loco suo Simonem de Burgo.

1302. Ass. ven. rec. si Alexander pater Cecilie de Creuequer saisitus fuit in dominico suo ut de feudo de 3 bouatis terre c. p. in Hundinton' [Honington] die qua obiit etc. Quam terram Rannulfus de Tuuetorp [Towthorpe] (tenet<sup>1</sup>) qui uenit et uocat ad warant. Matillidem de Creuequer Habeat eam a die S. Trinitatis in 3 septimanis [22 June, 1203].

Assisa remaneat per Ricardum de Heriet quo usque sciatur si warantizare uoluerit necne.

1303. Assisa de morte antecessoris inter Yuonem clericum petentem . et Robertum Ribold' de 2 bouatis terre c. p. in Karleton' remanet sine die . quia Yuo non prosequitur . unde remanet in m'ia . et plegii eius sc. Willelmus clericus de Frisknai [Friskney] et Henricus carpentarius de Riston'.

*mem. 11*

1304. Gillebertus f. Ricardi petit v. Radulfum decanum de Sudton' dim. bouatam terre c. p. in Tedlouetorp . et terra capta fuit in manum domini Regis. Et Gillebertus f. Radulfi uenit et petit terram illam per pleuinam . et dicit quod pater suus non tenet terram illam set ipse tenet eam. Ita quod 15 annis transactis homagium inde fecit . et quod pater eius nullam saisinam inde habet nisi per eum . et per liberationem eius. Econtra Gillebertus f. Ricardi dicit quod Radulfus pater eius saisitus fuit inde die quo placitum mouit v. eum inde sicut de feodo . et non per Gillebertum . et inde ponit se super legalem iurata patrie : sc. utrum Radulfus ita tenuit eam sicut feodum suum : an per Gillebertum filium suum . et per eius liberationem. Habeat iurata. Dies datus est eis in 3 septimanis post festum S. Trinitatis [22 June, 1203] . et tunc ueniat iurata.

1305. Dies datus est Simoni de Hariton' [Harrington] posito loco Willelmi de Harinton' et Miloni de Wainflet [Wainfleet] ad (capiendum cirographum<sup>1</sup>) in 3 septimanis post festum S. Trinitatis [22 June, 1203] et vicecomes tunc habeat breue per quod placitum fuit inde . Milo ponit loco suo Thomam filium suum etc.

*mem. 11d.*

1306. Isti sunt plegii Radulfi f. Briani . de forciamento . Johannes f. Jukelli et Ricardus de Tanstall' Plegii Gaufridi Brittonis . Robertus Capra . Eudo f. Milonis Gaufridus f. Willelmi de Beniton' Dies datus est in 3 septimanis post festum S. Trinitatis et tunc ueniant armati.

1307. Dominus G. significat Justiciis quod (cepit in manum domini Regis<sup>o</sup>) Robertus de Bussey petit terram suam per pleuinam in crastino sancti Mathie apostoli que capta fuit in manu domini R. pro defalta sua v. Willelmum f. Rollandi.

1308. Alicia Constable per Ricardum f. suum petit 2 acras prati c. p. in Salfleteby [Saltfleetby] (sicut maritagium suum<sup>1</sup>) v. priorem de Lekeburn' [Legbourne] unde idem prior uocauit ad warant. Walterum f. Umfridi qui non uenit uel se essoniauit . unde iudicatum fuit de terra Walteri capi in manum domini ad valentiam duarum acrarum prati in Salfleteby . et vicecomes significat Justiciis quod cepit in manum domini Regi ad valentiam etc. in Salfleteby pro defectu Walteri Et Haroldus f.

Alicie uenit et dicit quod Walterus (nullam<sup>e</sup>) non tenet terram quam vicecomes cepit etc. et quod est (quidam pars<sup>i</sup>) de maritagio . et (quidam pars<sup>i</sup>) de dote eiusdem Alicie . et quod non debuit capi super Walterum . et inde ponit se super iurata legalium hominum . et prior de Lekeburn' similiter . Dies datus est eis in 3 septimanis post festum S. Trinitatis [22 June, 1203] . et prior habeat breue ad summonendum iurata quod tunc etc.

1309. Dies datus est Reginaldo monacho posito loco abbatis de Rupe [Roche, co. York] . et Nicolao de Basinges et Agneti de Scotten' ad capiendum cirographum suum . in 1 mensem post festum sancti Michaelis [26 October, 1203] prece partium.

## ASSIZE ROLL

No. 480

[6 JOHN]

*No date occurs anywhere in this roll except in the heading, and in the adjournments, and in none of these places is the regnal year or the year of the incarnation given. It is possible to date the roll because fines were levied at Lincoln before Simon of Pattishall, Richard of Seething, and Humfrey archdeacon of Salisbury, in the eighth year of John's reign, and entries referring to some of those fines occur in this roll. Further, the heading of the list of amercements in this roll states that the amercements were made at Lincoln by Simon of Pattishall and his fellow-justices. From the combination of these facts it appears that the proceedings at Lincoln opened on Friday, 18 August, 1206. In the notes of date which are inserted in brackets the year 1206 should be understood.*

### *Mem. 1*

ASSISE NOVE DISSEISINE CAPTE APUD LINCOLNIAM DIE TERCIO POST  
ASSUMPTIONEM BEATE MARIE [18 AUGUST, 1206]

1310. Ass. ven. rec. si Willelmus diaconus et Juliana (uxor<sup>e</sup>) (filia<sup>a</sup>) eius et Willelmus de Alkinton' [Elkington] et Abraham de Alkinton' iniuste et sine iudicio disseisiuerunt Turgisium pistorem de lib. ten. suo in Luda [Louth] infra assisam. Juratores dicunt quod ita disseisuerunt eum. Iudicium. Turgisius habeat seisinam suam. et alii in m'ia. Dampnum 5 m. Plegii de dampno Robertus de Mannebi [Manby] et Willelmus de Mannebi frater eius. Plegii Abraham de m'ia Ricardus de Akinton'. et Robertus de Catebi [South Cadeby]. M'ia Willelmi dim. m. Juliane dim m. (*Marg. Linc'. M'ie (Custodianur<sup>e</sup>).*)

1311. Ass. ven. rec. si Walterus de Wincebi [Winceby] et Willelmus filius suus iniuste et sine iudicio disseisiuerunt Ricardum Swan' de lib. ten. suo in Winceby infra assisam. Et Willelmus uenit et dicit quod Ricardus est uillanus et ideo nullam debet habere assisam. et Ricardus concessit se esse uillanum. et ideo in m'ia pro falso clamore. et assisa remaneat. De Ricardo Swan' dim. m. (*Marg. Linc'. m'ia.*)

1312. Ass. ven. rec. si Walterus de Winceby et Willelmus filius suus iniuste et sine iudicio disseisiuerunt Thoroldum de Winceby de lib. ten. suo in Wincebi infra assisam. Juratores dicunt quod Woluiatus pater ipsius Thoroldi obiit seisitus de tenemento illo sc. de 2 acris et quando ipse fuit mortuus predictus Thoroldus uenit et arauit terram illam. et seminauit. Quod cum uidisset predictus Willelmus ipse uenit et superseminauit bladum suum. et postea blada asportauit. Quia ipse Willelmus dixit quod Woluiat non tenuit terram illam nisi tantum in uita sua per conuencionem factam inter eum et patrem ipsius Willelmi. Post uenit Radulfus f. Woluiat primogenitus frater ipsius Thoroldi et

heres ipsius Woluiat' et warantizauit eidem Thoroldo terram illam ut illam quam pater suus ei dedit . Et ideo consideratum est quod Willelmus eum disseisiuit . et Thoroldus habeat seisinam suam et Willelmus in m'ia Dapnum dim m. (*Marg. Linc'.*)

1313. Ass. ven. rec. si Robertus f. Brictiue iniuste et sine iudicio disseisiuit Ricardum de Swaby [Swaby] de lib. ten. suo in Swabi infra assisam Juratores dicunt quod ita disseisiuit eum . Iudicium . Ricardus habeat seisinam suam . et Robertus in m'ia . Dampnum 3 s. m'ia dim m. (*Marg. Linc'. m'ia dim. m.*)

1314. Ass. ven. rec. si Radulfus de Noremanuilla iniuste et sine iudicio disseisiuit Julianam de Reresbi [Reasby] de lib. ten. suo in Reresby infra assisam . Juratores dicunt quod non ita disseisiuit eam . Iudicium Juliana in m'ia pro falso clamore. (*Marg. m'ia.*)

1315. Ass. ven. rec. si Simon Swetblot iniuste et sine iudicio disseisiuit Adam f. Mangni de Fenne [Fen] de lib. ten. suo in Freskena [Friskney] infra assisam . Juratores dicunt quod non ita disseisiuit eum . Iudicium . Adam in m'ia pro falso clamore. (*Marg. m'ia.*)

1316. Robertus Mauduit petiit v. Osbertum f. Turstani et Johannem f. Burred releuium de tenemento quod tenent de eo in Lufenham et Northlufenham [South and North Luffenham, co. Rutland] et ipsi ueniunt et bene cognoscunt quod ei facere debent releuium secundum tenementum quod tenent. (*Marg. Roteland'.*)

1317. Hugo de Ses uenit coram Justiciis et recongnouit se dedisse Hugoni de Neuilla pro homagio et seruicio suo et pro 15 marcis quas ei dedit . 1 bouatam terre in Geiton' [Gayton le Marsh] uilla ipsius Hugonis . tenendam de eo et heredibus suis per seruicium 6 d. per annum pro omni seruicio saluo forinseco seruicio. (*Marg. Linc'.*)

1318. Robertus de Arescy dat dim. m. pro licencia concordandi per plegium Thome de Muleton' [Moulton] et est concordia talis sc. quod idem Robertus quietum clamauit Normanno de Aresci totam terram quam ipse Robertus clamat v. eum ex dono Thomæ patris sui in Doneston' [Dunston] . et ipse Normannus dat ei 5 m. redditus in Calkewell' [Cawkwell] et in Lincolnia. (*Marg. Linc'.*)

For the fine see *Final Concords*, 1, 71; *Feet of Fines*, 127/7, no. 12.

1319. Ass. ven. rec. si Simon de Hagh' [Haugh] iniuste et sine iudicio disseisiuit Sarram filiam Willelmi de lib. ten. suo in Hagh' infra assisam . Juratores dicunt quod ita disseisiuit eum . Iudicium . Sarra habeat seisinam suam et Simon in m'ia . Dampnum 4 s. m'ia . dim. m. per plegium Ricardi prepositus [*sic*] de Hag' et Radulfi Garet. (*Marg. Linc' dim. m.*)

1320. Thomas f. Thome dat domino Regi 100 s. per sic quod legales homines qui non sint de soka comitis Britannie eligantur ad faciendum



assisam suam per plegium Roberti de Lekeburn' [Legbourne] . Gileberti f. Haroldi . et Haroldi f. Umfridi. (*Marg.* 100 s.)

1321. Ass. ven. rec. si Nicholaus de Stuteuilla (et Gunnora uxor eius<sup>1</sup>) iniuste et sine iudicio disseisiuerunt Adam le Sunillier de lib. ten. suo in Hal [Hale] infra assisam . Juratores dicunt quod Gunnora de Gant per preceptum predicti Nicholai et homines ipsius Nicholai disseisiuerunt eum ita inde . Iudicium . Adam habeat seisinam suam et ipsi in m'ia . Dampnum 2 m. et dim. per plegium Walteri de Breitoft [Bratoft]. (*Marg.* Linc'.)

1322. Ass. ven. rec. si Rogerus Rotel iniuste et sine iudicio disseisiuit Rogerum f. Thome de lib. ten. suo in Dunestorp [*quere* Dunsthorpe] infra assisam . Juratores dicunt quod ita disseisiuit eum . Iudicium . Rogerus habeat seisinam suam et Rogerus Rotel in m'ia . Dampnum 3 s. m'ia. dim. m. per plegium Ade Mangni. (*Marg.* Linc' homo Templ' (custodiatur<sup>c</sup>) Inuenerit plegios.)

1323. Ass. ven. rec. si Nicholaus f. Willelmi de Ywareby [Ewerby] et Alanus f. Johannis et Thomas f. Willelmi . Radulfus f. Dionisii et Radulfus f. Hugonis et Willelmus f. Ricardi iniuste et sine iudicio prostrauerunt quoddam fossatum in Kirkeby [Kirkby by Laythorpe] ad nocumentum lib. ten. Willelmi f. Alani in eadem uilla infra assisam . Juratores dicunt quod non ita (disseisiuerunt eum<sup>c</sup>) prostrauit [*sic*] fossatum . Willelmus f. Alani in m'ia pro falso clamore (Quia juratores dicunt quod quod [*sic*] fossatum illud fuit super terram eiusdem Nicholai et ipse illud prostrauit . et hoc est ad nocumentum ipsius Willelmi quia gardinum ipsius Willelmi disclauditur per illam prostrationem . et consideratum est quod hoc non fit iniuste<sup>1</sup>). (*Marg.* Linc'. m'ia.)

See note to case 1349.

1324. Ass. ven. rec. si Roesia de Verdun et Petrus de Lutreworth' [Lutterworth, co. Leicester] et Roaldus seruiens Roesie et Gerardus Haile et Gerardus Croc et Aluredus frater eius iniuste et sine iudicio prostrauerunt quoddam fossatum in Kirkebi ad nocumentum (lib. ten.<sup>1</sup>) Willelmi f. Alani in eadem uilla infra assisam. Juratores dicunt quod non ita prostrauit [*sic*] fossatum illud . Quia Willelmus leuauerat illud fossatum super terram illius Roesie et ipsa postea illud prostrauit unde non est prostratum iniuste . et ideo in m'ia . pro falso clamore . m'ia 1 m. per plegium Roberti de Auford' [Alford]. (*Marg.* Linc'. m'ia.)

1325. Ass. ven. rec. si Willelmus de Aencurt (20 s.<sup>c</sup>) (40 s.<sup>1</sup>) persona de Blankeneia [Blankney] et Rannulfus de Blankeneia (1 m.<sup>1</sup>) et Henricus seruiens Walteri de Ely (dim. m.<sup>1</sup>) et Rannulfus Ruffus (dim. m.<sup>1</sup>) et Yuo Mul (dim. m.<sup>1</sup>) homines Rannulfi et Rogerus Brun (dim. m.<sup>1</sup>) iniuste et sine iudicio prostrauerunt quoddam fossatum in Medringham [Metheringham] ad nocumentum lib. ten. Willelmi Basset et Matillidis uxoris eius in eadem uilla infra assisam . Et Henricus predictus dicit quod reuera ipse prostrauit illud fossatum set non iniuste [quia idem<sup>s</sup>] Willelmus leuauerat illud super terram domini sui . Juratores

dicunt quod ita prostrauerunt fossatum illud [Judicium<sup>s</sup>] (Releuetur fossatum<sup>l</sup>) (Prosternatur fossatum<sup>o</sup>) et alii in m'ia . Dampnum dim. m. per plegium Hugonis f. Alani . . . Rannulfi de Blankeneia de m'ia sua . Plegius Henrici : Rannulfus de Blankenay. (*Marg. Linc'. m'ia.*)

1326. Ass. ven. rec. si Willelmus f. Huberti iniuste et sine iudicio disseisinit Henricum f. Ricardi de lib. ten. suo . . . infra assisam . Willelmus dicit quod ipse habet terram illam in vadium pro tribus m[arcis] argenti quas idem<sup>s</sup>] Henricus ei dare d[e]buit quando ipse<sup>s</sup>] duxit sororem ipsius Henrici in uxorem . . . endam per . . . annuos donec . . . bene cognoscit quod terra illa est . . . lib. ten. ipsius Henrici . . . nec ut vadium sicut dictum est et . . . cepit terram illam in vadium . . . juratam . Juratores (dicunt<sup>l</sup>) quod ita habet et habuit illam terram in vadium ut dictum . . . Henricus sit in m'ia pro falso clamore . et Willelmus . . . . (*Marg. Linc'. m'ia.*)

1327. Ass. ven. rec. si . . . et Henricus de Herthill' et Simon de la Haie . . . de lib. ten. suo in Stanford' [Stamford] infra assisam . Juratores dicunt . . . seisinam suam et alii in m'ia . Dampnum . . .

1328. Ass. ven. rec. si (Hawis' de Kim<sup>i</sup> [Kyme]) et Simon de Kimb' . . . de lib. ten. suo in Biling' . . . [Billingham] set super Simonem similiter . . . m'ia dim. m. . . . (*Marg. m'ia.*)

*Of the two following cases in the roll only the first word of each line is visible. The former case belongs to Lincolnshire ; the latter to Rutland.*

1329. Aldus uxor Clementis ponit loco suo . Clementem virum suum v. . . f. Jordani de placito dotis etc. (*Marg. Linc'.)*

1330. Matillis uxor Willelmi Basset ponit loco suo Willelmum Basset uirum suum in placito assise noue disseisine v. Willelmum de Aienecurt personam de Blanken' [Blankney] . et Rannulfum de Blankeneia . et Henricum seruientem Walteri de Ely et Rannulfum Ruffus *sic* et Yuonem Mul' et Rogerum Burum. (*Marg. Linc'.)*

1331. Dominus G. f. Petri significauit literis suis quod Rogerum Stur ponit loco suo Radulfum Stur in loquela que est inter ipsum et Robertum Grellei. (*Marg. Linc'.)*

*mem. Id.*

1332. Ass. ven. rec. si Herbertus de Gream [*sic*—Grantham] iniuste et sine iudicio disseisiuit Mauricium de Graham de lib. ten. suo in Graham [Grantham] infra assisam . Juratores dicunt quod ita disseisiuit eum . Iudicium . Mauricius habeat seisinam suam et Herbertus in m'ia Dampnum 12 d. M'ia dim. m. per plegium Rannulfi de Tuuetorp [Towthorpe]. (*Marg. Linc'.)*

1333. Abbas de Bard' [Bardney] ponit loco suo Alanum de Stowe monacum v. Willelmum de Aencurt de placito assise etc.

1334. Ass. ven. rec. si Ricardus f. Willelmi Wisman iniuste et sine iudicio disseisiuit priorem de Hauerholm [Haverholme] de communa pasture sue in Scapewic [Scopwick] que pertinet ad lib. ten. suum in eadem uilla infra assisam Juratores dicunt quod ita disseisiuit eum Iudicium Prior habeat seisinam suam et Willelmus in m'ia. Dampnum 4 s. M'ia dim. m. (*Marg.* Vicecomes respond' de plegiis.)

1335. Robertus f. Willelmi (v<sup>e</sup>) qui tulit assisam nove disseisine de ten. suo in Lafford' [Sleaford] v. priorem de Hauerholm' fuit filius sacerdotis et ipse sacerdos tenuit terram illam de ipso priore tota uita sua ut prior dixit et in ea obiit Set Willelmus f. Alani pro paruo dixit quod pater eius terram illam ante obitum suum dederat eidem Roberto filio suo. Set quoniam constat quod pater suus obiit seisis de terra illa : et ipse nichil hereditarie potest clamare : assisa remanet. Et prior suscepit paruam ad petitionem Justiciarum nutriendum saltem quousque scierit discernere bonum et malum. (*Marg.* Linc'.)

As his father was a priest, Robert was a bastard, and could have no right in his father's land unless his father had given it to him before he died. William son of Alan, on Robert's behalf, asserted that William the priest had given the land to his son Robert, but the evidence that William had died seised of it himself was definite. The assize therefore stands over, and the prior of Haverholme, at the request of the justices, undertakes to bring up the child till at least he can know good and evil.

1336. Ass. ven. rec. si Robertus Gredlay iniuste et sine iudicio disseisiuit Rogerum de Estures de lib. ten. suo in Sixle [Sixle] infra assisam. Juratores dicunt quod ita disseisiuit eum. Iudicium. Rogerus habeat seisinam suam et Robertus in m'ia. Dampnum 40 s. per plegium Theobaldi Hautein. (*Marg.* Linc' m'ia.)

1337. Ass. ven. rec. si Simon de Kim' [Kyme] iniuste et sine iudicio disseisiuit Thomam f. Umfridi de lib. ten. suo in Osebernesbi [Osbornby] infra assisam Et sciendum quod . . . et concessum (est<sup>1</sup>) in hac assisa : quod jurata fiat scilicet utrum balliuus domini Regis disseisiuerit inde (eundem Thomam<sup>1</sup>) an Simonem de Kim' antequam Haroldus f. Umfridi habuisset seisinam de Osebernesbi per dominum Regem. Juratores dicunt quod Simon predictus disseisiuit eum inde antequam Haroldus habuit inde seisinam Iudicium Thomas habeat seisinam suam. et Simon in m'ia. Dampnum 7 m. de dampno tot tam de hac assisa quam de alia assisa subsequente. per plegium Thome de Wodethorp [Woodthorpe]. et Roberti de Mannebi [Manby].

1338. Eadem ass. ven. rec. si idem Simon iniuste et sine iudicio disseisiuit Johannem f. Jukel de lib. ten. suo in Osbernesbi infra assisam et hac assisa debet procedere per eadem uerba per que et prior assisa Juratores dicunt quod Simon disseisiuit eos [*sic*] antequam Haroldus habuit inde seisinam de predicta terra de Osbernesbi. Iudicium Johannes et Amabilis habeat seisinam suam. et Simon in m'ia. (*Marg.* m'ia.)

The clerk omitted *et Amabilem uxorem suam* after *Jukel* in line 2.

1339. Ass. ven. rec. si Johannes f. presbiteri iniuste et sine iudicio disseisiuit Rogerum f. Hugonis de lib. ten. suo in Bucebi infra assisam . Juratores dicunt quod ita disseisiuit eum . Iudicium . Rogerus habeat seisinam suam et Johannes in m'ia . Dampnum 3 s. Johannes in m'ia de dim. m. (*Marg. Linc'*)

1340. Robertus de Witheton' [Wyton, co. Huntingdon] reliquit [*sic*] breue de morte antecessoris quod ipse tulit v. Robertum de Stanton' [Fen Stanton, co. Huntingdon] . et Bernardum Wace per licenciam domini Justiciarii . et querat aliud breue. (*Marg. Huntend'*)

1341. Ass. ven. rec. quis aduocatus tempore pacis presentauit ultimam personam que mortua est ad ecclesiam de Horsinton' [Horsington] que uacat ut dicitur . cuius aduocationem G. f. Petri clamat v. Rannulfum de Milliay ratione custodie terre et heredis. (*Marg. Linc'*)

For the fine see *Final Concords*, i, 68; *Feet of Fines*, 127/7, no. 6.

1342. Willelmus de Weston' dat domino Regi 1 m. pro licencia concordandi cum Yuone de Den' per plegium Radulfi f. Achard'.

1343. Robertus de Ver et Alanus f. Gaufridi concordati sunt de Roberto Hod quem idem Robertus clamat v. eum ut natium suum per sic quod Robertus de Ver quietum clamauit eidem Alano ipsum Robertum Hod et totam sectam suam in perpetuum pro 5 m. quas ei dedit. (*Marg. Norf'*)

1344. Ass. ven. rec. si Gilebertus pater Willelmi fuit seisitus in dominico suo ut de feodo de 2 bouatis terre c. p. in Croxbi [Croxby] die qua obiit et quam terram Willelmus Beket tenet . Juratores dicunt quod ita obiit seisitus . et Willelmus in m'ia pro falso clamore. (*Marg. Linc'*)

1345. Willelmus Blanchard . Johannes de Alneto . Walterus Waschet Rogerus de Seueresbi [Searby] missi ad Radulfum de Braibof ad audiendum si uellet warantizare responsum Ricardi de Braibof quod ipse fecit in curia domini v. Henricum de Braibof de terra quam ipse v. eum clamat : ueniunt et dicunt quod bene illud warantizat et quod attornauit eum loco suo ad lucrandum uel perpendum.

1346. Ass. ven. rec. si Gaufridus de Normannebi [Normanby le Wold] iniuste et sine iudicio disseisiuit Margeriam de Beningeworth' [Benniworth] de lib. ten. suo in Claxebe [Claxby by Normanby] infra assisam . Juratores dicunt quod ita disseisiuit eum . Iudicium Margeria habeat seisinam suam et Gaufridus in m'ia . Dampnum 12 d. M'ia 10 s. per plegium . . . . de Braibof.

1347. Ass. ven. rec. si . . . dis et Wido prepositus et . . . Anglicus et Willelmus Spillegod iniuste et sine iudicio disseisiuerunt . . . de lib. ten. suo in . . . rebi infra assisam . Concordati sunt . . . . habebit medietatem . . . bouate terre cum tota uestura . . . .

*Only a few words in each line of the remaining cases are legible.*

*mem. 2*

1348. G. f. Petri etc. vicecomiti *Norfolkie* salutem . Si Willelmus de Curzun secure te feceret de clamio suo prosequendo : tunc pones per vadium etc. Julianum de Suaþefeld' [Swafeld, co. Norfolk] quod sit coram Justiciis domini Regis cum in partes illas uenerint ostensurus quare non tenet finem factam in curia etc. inter ipsum Julianum et W. de uilla de Helmingham [Helmingham, co. Norfolk] c. p. sicut continetur in cirographo facto inter eos et habeas inde hoc breue et nomina plegiorum . Teste . etc.

W. de Curzun queritur quod Julianus de Suaþefeld' contra ius et rationem et in feloniam et causa eum exheredandi : fecit homagium episcopo Norwicensi de feodo suo quod de eo tenere debet in Suatþefeld' et in Becham . et in Birlingham [Beckham and Burlingham, co. Norfolk] per seruicium dimidii militis . et unde Willelmus pater eiusdem Juliani fecit ei homagium et seruicium dimidii militis . et ipse Julianus post decessum patris sui fecit ei homagium et dedit illi releuium suum et hoc offert dirationare v. eum per Warinum de Dalling [Dalling, co. Norfolk] hominem suum . qui compar est predicti Juliani . et de eodem feodo . qui est hoc offert probare per corpus suum ut de uisu et auditu suo . sicut ille qui seruiens eiusdem W. fuit . et interfuit ubi Julianus fecit ei homagium et seruicium dimidii militis quod idem Warinus recepit de predicto feodo dimidii militis . Dicit etiam idem Willelmus quod idem Julianus clamauit v. eum uillam de Helmingham c. p. in curia domini Regis pro feodo 1 militis et dimidii . et protulit cartam (J<sup>1</sup>) episcopi Norwicensis que testatur ipsum episcopum concessisse ei terram de Helmingham . et de Suatþefeld c. omnibus p. tenendam per seruicium 2 militum de ipso et successoribus suis . et profert cirografum factum inter eos per finem duelli de feodo 1 militis et dimidii in Helmingham . Julianus uenit et defendit feloniam . set non per corpus suum nec per aliquem alium nec defendit quod fecisset homagium episcopo pro dimidio feodi in Suatþefeld' . set dicit quod dirationauit terram de Helmingham in curia Regis et uillam c. p. v. eundem Willelmum per duellum et per finem factum inter eos apud Westmonasterium et per cirographum quod profert . quod testatur quod Willelmus quietum clamauit predicto Juliano totum ius quod habuit in uilla de Helmingham c. p. in Helmingham . et dicit quod intelligit quod Suatþefeld et Becham et Birlingham sunt pertinencia de Helmingham . et semper fuerunt et quod Helmingham caput est predictarum terrarum et intelligit quod tenet feodum illud de domino episcopo et libenter faciet homagium (utri eorum debeat<sup>1</sup>) uel episcopo uel ipsi Willelmo . Willelmus dicit quod Julianus occupauit super eum in molendinis (et homagiis<sup>1</sup>) et in ecclesiis . sc. de Ringeland' [Ringland] et de Weston' [Weston] et seruitium Ebradi de Cressingham [Cressingham] . et occupauit super eum in Atlebrig' et in Inlande . extra clameum quod fecit v. eum in Helmingham . et unde uisus non fuit factus per 4 milites qui fuerunt ad uisum de Helmingham . sc. Ernaldum de Leonibus et Rogerum Maloisell' et Warinum Grossuin et Gaufridum de Salle . qui milites predicti summoniti fuerunt per Julianum de Suatþefeld' quod essent coram Justiciis ad testificandum uisum quod Julianus fecerat Willelmo ad clamium suum . Quorum tres uenerunt . sc. Ernaldus . et Rogerus . et Warinus . et Gaufridus obiit . qui dixerunt quod fuerunt

ad uisum quod habuit Willelmus quando Julianus clamauit v. eum . et quod Julianus ostendit eis capitalem curiam et ecclesiam de Helmingham . et (dixit!) quod illas clamauit . et omnia pertinentia eidem uille tam in aquis quam in bosco et terris et aliis pertinentiis . Postea retraxerunt se . et Willelmus petiit iudicium suum . et cum Julianus intelligeret quod grauaretur per iudicium : petiit concordiam que talis fuit . W. de Curzun petens . et J. de Suathefeld' tenens concordati sunt de feodo 2 militum c. p. in Helmingham et in Suathefeld' et Becham et Birlingham et Weston' et Inland' et Ringeland' et in Cressingham c. omnibus p. ubicunque sint de feodo episcopi Norwicensis Ita sc. quod Julianus quietum clamauit predicto . W. et heredibus suis capitale mesuagium et gardinum de Helmingham . et aduocationem ecclesiarum de Helmingham et de Ringeland' de se et heredibus suis imperpetuum . Et Willelmus quietum clamauit eidem Juliano et heredibus suis capitale mesagium de Suathefeld' et aduocationem ecclesiarum de Suathefeld' et de Becham de se et heredibus suis imperpetuum et ipsi W. et Julianus in omnibus predictis terris et pertinentiis equanimitur dimidiabant inter eos . Ita quod uterque eorum tenebit portionem que eum continget de predictis terris c. p. de episcopo Norwicense in capite per seruitium 1 militis . adiectum fuit etiam quod quicquid datum fuit uel impeditum per ipsum Julianum : infra portionem suam computaretur Conuenit etiam quod uterque eorum rederet in manu justiciarum cirographum prius factum . et Willelmus reddidit cirographum suum et Julianus pepigit quod in crastino redderet suum.

R. archidiaconus Eliensis . W. de Warrenne Osbertus f. Heruici . Ricardus de Seng' loco Roberti f. Rogeri . G. de Insula . fuerunt Justicie apud Teford' [Thetford, co. Norfolk].

This membrane forms no part of the ordinary proceedings of the court. It is a much smaller skin than are the others of the roll, and in a different hand. Case 1350 says that 'by the command of the king and the lord Justiciar the justices before whom that fine was made have made a record thereof which we have before us.' This membrane is the record or, since it begins with a copy of the Justiciar's writ authorising the proceedings, a copy of the record, which the justices had. In suits brought by one party to a final concord to force the other party to agree to observe the fine made between them, the justices were required to make a record of the suit with the assistance of certain discreet knights of the county where the fine was made. The sheriff also was required to cause a record of the plea to be made in the shire court, and to transmit it to the justices, who were presiding over the plea, by the hands of discreet knights of the countv. If the justices agree in their record it must be abided by, but if there is any doubt, the plea must be pleaded again (Glanville, bk. viii, chapters 5, 6, 7 and 8). These provisions were necessary when the rolls of the court were not regarded as full records of proceedings, and when the device of the 'foot' of the fine was as yet unthought of. That the same procedure is still being employed in John's reign shows that it was felt necessary in such cases to go behind the fine, and consult the whole proceedings in the case.

The plea between Julian and William begins in Richard I's reign. In the sixth year of that reign, Julian is offering himself on the fourth day against William, and the land is taken into the king's hand because William does not appear (*Rot. Cur. Reg.*, i, p. 79). In the Hillary term 1196, the duel is adjudged to be waged between them (*P.R.S.*, xxiv, 229). On 22 April, 1192, the final concord *per finem duelli* of which Julian speaks, and to which he wishes to revert, was made at Westminster (*ibid.*, xx, 85). By that fine Julian acquired the fee of one knight and a half in Helmingham. It was William who reopened the case, seemingly on the ground that Julian had taken possession of more than he had acquired by the judgement. The record upon this membrane is the account of the plea begun by

William. It was heard by the justices at Thetford in the tenth year of Richard's reign. In that year Richard archdeacon of Ely, William de Warenne, Robert son of Roger, Osbert son of Hervey, Master Godfrey de Insula, and Michael Belet heard pleas, and fines were made before them at Thetford. Unfortunately none of the Norfolk fines of that year is printed. There is no record of the justices mentioned as presiding over the case being together at Thetford at any other time than this. The fact that Michael Belet's name does not appear in the record probably means that he did not actually preside over that particular case (see Introduction), although he was a member of the party of justices. The appearance of Richard de Seng' or Seing' *loco Roberti filii Rogeri* is interesting, since Richard has not hitherto been known to have held any official position before the third year of John's reign when he was associated with Hubert de Burgh as his deputy in the shrievalty of Herefordshire (Foss, *The Judges of England*). He is not known to have acted as a judge before the eighth year of John's reign, when he accompanied Simon of Pattishall on the eyre of which this roll is part of the record. In the tenth year of Richard's reign, he probably accompanied the justices in a subordinate position, and, though not actually a judge, he took Roger's place in his absence.

Before them, this record tells us, the case was heard, and Julian when he saw that the judgement would go against him sought that a final concord might be made. It was done, and it was agreed that each party should render into the hand of the justices the agreement made between them previously by the duel. William gave up his part, but Julian only promised to give his up on the next day.

Julian in case 1350 admits that the plea went as this record states, but says that when he left the court he perceived that he had been deceived, and crossed the sea to the king, who commanded that the original fine should stand. William was therefore summoned to come before the justices at Westminster, namely Hubert Walter archbishop of Canterbury and Geoffry fitz Peter, and, according to Julian, the court gave judgement in his, Julian's, favour. William denies 'that anything was done there,' and I have not been able to find corroborative evidence of a judgement in Julian's favour. Whether the king to whom he went were Richard or John is uncertain. The fine was made in November, 1198. Richard died in April, 1199. There was just time to get to him, but more probably it took Julian a little time to appreciate the deception, and by then John was king. In the Easter term 1200 in John's first year both William and Julian essoin themselves touching a plea of land, and so also do two Norfolk knights who were charged 'to bear the record in the suit between them' (*Rot. Cur. Reg.* ii, 173). In the next year, in the Trinity term, William against Julian essoined himself by reason of sickness, and Julian against William by reason of being over sea (*ibid.*, i, p. 173). Later on in the same term, Julian is summoned to have his chirograph at Westminster, and William to hear the record of itinerant justices touching the suit between them (*ibid.*, 207).

All these entries must relate to the suit which Julian brought to break the second fine and the counter plea which William brought to force the observance of this fine. The knights have to bring the record of the shire and the justices have made their record, that which is recorded in this roll. The suit was evidently not decided at Westminster, but was postponed to be heard by itinerant justices. The fact that it is still going on in 1206, and that it is being transferred from place to place with no sign of reaching a conclusion, although justices have been in Norfolk in 1202, suggests that clause 17 of Magna Carta was much needed (see Introduction).

### mem. 3

1349. Ass. ven. rec. si abbas de Barden' [Bardney] iniuste et sine iudicio leuauit quoddam fossatum in Noketon' [Nocton] ad nocumentum lib. ten. Willelmi de Aencurt in Hanewrth' [Potter Hanworth] infra assisam. Juratores dicunt quod non ita leuauit fossatum illud. Iudicium. Willelmus in m'ia pro falso clamore. Quia iuratores dicunt quod fossatum illud leuatum est super feodum ipsius abbatis et iuste ut credunt quia ibidem facere poterit turberiam profundam et non habet aliud nocumentum inde predictus Willelmus: nisi quod aueria sua impediuntur uenire in pasturam quam habere debent Ita quod per longiorem

uiam oportet aueria illa ingredi in pasturam illam . et (tam juratores quam<sup>1</sup>) omnes de comitatu testantur quod hoc licet abbati facere . et—[*The sentence was left unfinished*].

This roll contains several interesting cases of nuisance. Cases 1323-5, 1374, 1394. Bracton, bk. iv, chap. 42, says that nuisances are either injurious and harmful, or harmful though not injurious. If the nuisance be harmful and injurious, then it can be removed presumably without a writ. If it be harmful but not injurious, it must be borne. If anyone have any pasture rights in another's land, he ought to have free entry and egress, and if he whose fee it is does anything to hinder his entry, or make it less convenient, by making either a wall, or a ditch, or a hedge, then that makes an injurious nuisance, which, having been recently and immediately done, can be taken away and thrown down even without a writ. After some time has passed a writ is necessary. In such cases the assize of novel disseisin lies, just as it does when a man has been disseised of his common pasture.

In this case the abbot has made a ditch upon his own fee, and because of it William's plough beasts have to go a longer way round to the pasture where he has common. But judgement is given for the abbot, because the jurors say that the ditch was made justly, because the abbot could make a deep turbury there. Bracton's words seem to suggest that he would have regarded this particular nuisance as actionable, and the fact that the whole county is called up to bear witness that the abbot could do as he had done, suggests that the judges needed more than the statement of the recognitors to convince them that William must bear the nuisance. In case 1323, Nicholas had thrown down a bank, and so thrown open William's garden. Again, judgement is given against the plaintiff, because the bank was on Nicholas' own land. William does not seem to have had a good case; for the destruction of the bank did not threaten his enjoyment of any easement or pasture right. In case 1394, judgement is given for the plaintiff because the ditch that Robert made drained the water from Roger's watercourse, so that his mill worked less freely—a nuisance most harmful and most injurious. One is inclined to suspect a tendency among Lincolnshire freemen to resent any interference in what a man could or could not do upon his own land. The nuisance to another must be very manifest for recognitors to admit that it was a nuisance which must be remedied.

1350. Julianus de Swathefeld' attachiatus fuit ad esse (apud<sup>o</sup>) coram Justiciis (ostensurus<sup>e</sup>) ad capiendum cirographum suum de fine facto inter eum et Willelmum de Curcun coram Roberto f. Rogeri et sociis suis de terra in Helmingham et in Ringeland et Weston' et in Atlebrig' et in Becham et in Swathfeld' et in Birlingham [Helmingham, Ringland, Weston, Attlebridge, Beckham, Swafeld, Burlingham, co. Norfolk] et in Kersingham et in Ynland' . unde per preceptum domini Regis et domini Justiciarii . Justicie coram quibus finis ille factus fuit fecerunt recordum inde quod penes nos habemus . Et Julianus uenit et dicit quod reuera ipse tractus fuit in placitum secundum quod continetur in recordo predicto et finis factus fuit inter eos set post finem factum ipse percepit se esse deceptum et transfretauit ad dominum Regem qui precepit quod finis qui factus fuit in capitali (curia<sup>1</sup>) sua per finem duelli . inter ipsum Julianum et Willelmum de Curcun teneretur . Ita quod Willelmus predictus summonitus fuit ueniendi coram Justiciis apud Westmonasterium sc. domino Cantuariensi et domino G. f. Petri et aliis Justiciis de banco ad respondendum ei de quadam terra unde ipse habuit seisinam per predictum finem . et per iudicium curie domini Regis recuperauit ipse Julianus seisinam suam inde coram predictis Justiciis et inde uocat curiam . Et Willelmus defendit quod (nichil<sup>1</sup>) ibi factum fuit . per quod (assisa<sup>e</sup>) finis (ille<sup>1</sup>) non debeat teneri . .Dies



datus est eis a die sancti Michaelis in 3 septimanis [20 October] ad audiendum iudicium suum apud Westmonasterium. (*Marg.* Norf' Westm' .)

1351. Ass. ven. rec. si Johannes pater Nascuis [*sic*] seisitus fuit in dominico suo ut de feudo de 2 carucatis terre c. p. in Brecham [Bircham, co. Norfolk] die qua obiit etc. Quam terram Ricardus de Brecham tenet Qui uenit et uocat ad warantum sc. Willelmum de Lond'. Habeat eum in 15 dies post festum S. Michaelis [13 October] (apud Westmonasterium<sup>1</sup>) Idem dies datus est recognitoribus.

1352. Henricus f. Lefsi pro se et Biatrice uxore eius petit v. Martinum f. Willelmi 10 acras terre c. p. in Docking' [Docking, co. Norfolk] ut dotem suam ex dono Radulfi quondam uiri sui. Et Martinus petit inde uisum. Habeat. Dies datus est eis apud Bedefordiam tercio die post festum S. Crucis [17 September] et interim fiat uisus. (*Marg.* Norf'.)

1353. Ass. ven. rec. si prior de Sixle [Sixle] et Alexander de Luford' [Ludford] iniuste et sine iudicio disseisuerunt Angnetem que fuit uxor Hugonis et Rogerum filium eius de lib. ten. suo in Luford' infra assisam. Juratores dicunt quod non ita disseisuerunt eos. Iudicium. Agnes et Rogerus in m'ia pro falso clamore. Pauperes sunt. (*Marg.* Linc'.)

1354. Ass. ven. rec. si Willelmus de Seinteler iniuste et sine iudicio disseisiuit Rogerum de Haddinton' de lib. ten. suo in Binebroc [Binbrook] infra assisam. Juratores dicunt quod ita disseisiuit eum. Iudicium. Rogerus habeat seisinam suam. et Willelmus in m'ia. Dampnum 8 s. m'ia. (*Marg.* Linc'. m'ia.)

1355. Ass. ven. rec. si Edwinus pater Alicie uxoris Godefridi Betun et Yde filie Edwini seisitus fuit in dominico suo ut de feudo de 20 acris terre c. p. in Hecham [Heacham, co. Norfolk] die qua obiit etc. Quam terram Rogerus capellanus de Hecham tenet. Et Gaufridus de Waddon' balliuus prioris de Lewes uenit et dicit quod ista assisa non debet procedere! quia predictus Godefridus est consuetudinarius ipsius prioris et producit fratrem suum Reinerum qui cognoscit se esse consuetudinarium ut ille qui non potest maritare filiam suam sine assensu domini sui. et sicut ille qui debet spargere unam rodam fimi et falcare prata domini sui ad proprium cibum et dare 1 gallinam et oua et curare dominicum et dare pro quolibet bovum suorum 1 d. per annum. et easdem consuetudines cognouit idem Godefridus. (*Marg.* Norf'.)

The assize comes to recognise if Edwin, the father of Alice and Ida, were seised of certain land on the day of his death, and if they be his next heirs. Their plea is quashed because Godfrey Betun, husband of Alice, is a customary tenant of the prior of Lewes, and owes customary services. He cannot marry his daughter without his lord's consent; he has to spread one rood of dung, and mow his lord's meadow, providing his own food; he has to give a hen and eggs, and look after the demesne, and to give for each of his oxen a penny a year. The questions which the jurors came to answer were therefore never put to them.

1356. Ass. ven. rec. si Alicia de Stiken' [Stickney] et Wido f. Bele.

et Galfrido f. Adthelard' . et Rogerus frater eius et Alanus f. Widonis . et Willelmus Doget iniuste et sine iudicio disseisiuerunt Godefridum Baret de lib. ten. suo in Stiken' infra assisam . Juratores dicunt quod non ita disseisiuerunt eum . Iudicium . Godefridus in m'ia pro falso clamore Plegius de m'ia : per plegium Walteri de Couintre. (*Marg. Linc'. M'ia.*)

1357. Priorissa de Stikeswaud [Stickswould] ponit ioco suo Walterum canonicum v. Rogerum de Stikeswaud et v. Walterum de Belebi de placito assisarum etc. (*Marg. Linc'.*)

1358. Ass. ven. rec. si Alanus et Robertus f. Acer' iniuste et sine iudicio disseisiuerunt Robertum f. Anketil de lib. ten. suo in Sumercotes [Somercotes] infra assisam . Juratores dicunt quod non disseisiuerunt eum . Iudicium Robertus in m'ia pro falso clamore. Puer est. (*Marg. Linc'.*)

1359. Ass. ven. rec. si Muriel de Falestorp [Farlesthorne] iniuste et sine iudicio disseisiuit Aluredum de Drexthorp [Dexthorpe] de lib. ten. suo in Drexthorp infra assisam . Juratores dicunt quod non ita disseisiuit eum . Iudicium . Aluredus in m'ia pro falso clamore. (*Marg. Linc'.*)

1360. Ass. ven. rec. si prior de Thornholme iniuste et sine iudicio disseisiuit Widonem f. Johannis de Buterwic [Butterwick in Holland]. de lib. ten. suo in uilla sancti Botulfi [Boston] infra assisam . Juratores dicunt quod nullam habuit inde seisiram . Iudicium . Wido in m'ia pro falso clamore . m'ia 1 m. Plegii Clemens Ruffus . et Walterus f. Yuonis. (*Marg. Linc' m'ia.*)

1361. Ass. ven. rec. si Willelmus f. Godric' et Willelmus f. Rogeri et Herbertus de Crosham iniuste et sine iudicio disseisiuerunt Anketil Piaudelu et Hugonem filium suum de lib. ten. suo in Herdwic [Hardwick] infra assisam . Juratores dicunt quod ita disseisiuerunt eum . Iudicium . Ipsi habeant seisinam suam et alii in m'ia M'ia Herberti 20 s. et Willelmi f. Godric' 1 m. M'ia Willelmi f. Rogeri dim. m. Dampnum 1 m. Plegii Willelmi f. Godric' (de m'ia<sup>1</sup>) Herbertus de Neuilla . et Rogerus f. Walteri . Plegii eiusdem Willelmi de dampno . Bald' Niger . et Robertus de Ounebi. (*Marg. Linc'.*)

1362. Ass. ven. rec. si Robertus Wascelin iniuste et sine iudicio disseisiuit Rogerum f. Ulf de lib. ten. suo in Straton' [infra assisam . Juratores dicunt quod ita disseisiuit eum . Iudicium . Rogerus habeat seisinam suam et Robertus in m'ia . Dampnum . dim. m. M'ia Roberti 1 m. per plegium Simonis de Messingham [Messingham] . . . Petrus f. Radulfi. (*Marg. Linc' m'ia.*)

1363. Ass. ven. rec. si . . . . Radulfus Tessun (dim. m.<sup>1</sup>) et Robertus . . . (dim. m.<sup>1</sup>) . . . . et Gaufridus Hardy (1 m.<sup>1</sup>) iniuste et sine iudicio disseisiuerunt ( . . . de Miauton<sup>e</sup>) (Willelmum de la Plank<sup>1</sup>)

de lib. ten. suo in . . . infra assisam . Juratores dicunt quod . . . . .  
Judicium Willelmus habeat seisinam suam [et alii in m'ia Dampnum<sup>8</sup>]  
6 m. (*Marg. Linc'*)

1364. Ass. ven. rec. si Robertus persona de Bliburc [Blyborough] iniuste et sine iudicio disseisiuit . . . . . de lib. ten. suo in Bliburc infra assisam . Juratores dicunt quod ita disseisiuit eum . . . . . et de quadam forura . Judicium . Rogerus habeat seisinam suam et [Robertus in m'ia Dampnum<sup>8</sup>] . . . per plegium Nicholai de Wadingham [Wadingham] . et Juel de Dunham [Dunham]. (*Marg. Linc'*)

1365. Ass. ven. rec. si (Gilebertus de Calceto<sup>9</sup>) Angnes de . . . leuauit quoddam murum et quoddam fossatum in Blieburc [Blyborough] ad nocumentum [lib. ten. Gileberti<sup>8</sup>] de Cauz in eadem uilla infra assisam . Juratores dicunt quod non ita leuauit illum murum et illud fossatum . quia murus ille et fossatum leuata sunt super terram ipsius Agnetis que est . . . . . in media uilla et fuit aliquando clausa ut mesagium . Et ideo consideratum est quod Gilebertus . . . . . in m'ia pro falso clamore . per plegium . . . . . (*Marg. Custodiatur . Seruiens respondeat.*)

1366. Ass. ven. rec. si Gilebertus de (Cauz<sup>9</sup>) Radburn' [Redbourne] iniuste et sine iudicio disseisiuit Johannem de Cauz de lib. ten. suo in Radburn' infra assisam . Juratores dicunt quod (Thomas . . . et non Gilebertus<sup>4</sup>) disseisiuit eum . Judicium . Johannes habeat seisinam suam et (Thomas in m'ia<sup>1</sup>) (Gilebertus in m'ia<sup>9</sup>) Dampnum 12 d. M'ia 10 s. Et Johannes in m'ia pro falso clamore . et Gilebertus etiam uenit et fuit attachiatus sc. [*unfinished*]. (*Marg. Linc'*)

1367. Aluia Ribold' dat dim. m. pro licencia concordandi cum Thoma Malcuuenant.

1368. Walterus de Flet [Fleet] . Willelmus de Holebech' [Holbeach] . Robertus Andegauensis . Priur [*sic*] de Wikes [Wykes in Donington] . Petrus f. Alfric' Gaufridus de . . . . . Simon de Eboraco [York] . Euerard de Bradeham [Bradenham, co. Norfolk] . Gilebertus f. Lamberti . Willelmus de Netelham [Nettleham] . Hugo de Wigetoft [Wigtoft] . Simon Gamel super sacramentum quod fecerant domino Regi quod Willelmus de Ros die sancti Jacobi [25 July] iuit de domo sua de Tid [Tydd] apud Lennam [Lynn, co. Norfolk] et eodem die rediit inde ad domum suam et ibi fuit tota die illa et in crastino fuit apud Tid tota die . et hoc uiderunt plures eorum . et in vigilia sancti Jacobi fuit ipse similiter ad domum suam apud Tid ut intelligunt.

1369. Gerardus seruiens de Walecot in m'ia quia consuluit cum juratoribus post sacramentum. (*Marg. m'ia.*)

1370. Wido f. Walteri per Johannem filium suum affidauit apud Bedeford.

Rogerus de Biautoft [Beltoft] per Rogerum filium suum apud Bedeford affidauit.

Henricus de Biautoft per Adam pincernam affidauit apud Bedeford.

*mem. 3d.*

1371. Ass. ven. rec. si Hugo de Cauz iniuste et sine iudicio dissiuit Rogerum de sancto Martino de lib. ten. suo in Bliburc [Blyborough] infra assisam Juratores dicunt quod ita disseisiuit eum : Iudicium Rogerus habeat seisinam suam . et Hugo in m'ia . Dampnum 2s. . et m'ia dim. m. per plegium Johannis de Cauz de dampno . plegii de m'ia . Johannes de Cauz . Simon de Messingham. (*Marg. Linc' m'ia.*)

1372. Rogerus de sancto Martino qui tulit assisam nove disseisine v. Hugonem de Cauz de tenemento in Blieburc uenit et retraxit se et est in m'ia . et finem fecit per 20 s. pro eo et plegiis suis per plegios Willelmi de Baiocis . Simonis de Messingham et Johannis de Cauz. (*Marg. Linc' 20 s.*)

1373. Alicia que fuit uxor Johannis Belet ponit loco suo Willelmum de Walsok' et Willelmum de Holebech' [Holbeach] v. Edmundum de Kaineto de placito dotis etc. (*Marg. Linc'.*)

1374. Ass. ven. rec. si Robertus persona de Bliburc iniuste et sine iudicio leuauit quoddam fossatum in Blieburc ad nocumentum lib. ten. Rogeri de Sancto Martino in eadem uilla infra assisam . Juratores dicunt quod ita leuauit fossatum illud . quia aqua que uenit de molendino Rogeri : intrat aliquando in fossatum illud et redit ita quod per refullum illius aque : impeditur solitus cursus aque molendini et non potest ita libere molere sicut facere consueuit . et ideo consideratum est quod Robertus sit in m'ia et fossatum prosternatur . Et Robertus dat 2 m. pro conuincendo juratores per plegium Gileberti de Beningeworth' [Benniworth] . Postea uenit Robertus et retraxit se et posuit se in m'ia de 1 m. per plegium Rogeri de sancto Martino. (*Marg. Linc'. 2 m.*)

Robert the parson of Blyborough made a ditch, so that the water which drove Roger of St. Martin's mill entered the ditch and returned. Owing to this diversion, the mill could not grind as freely as it used to do. The ditch is to be filled up.

1375. Ass. ven. rec. si Willelmus et Alicia uxor eius iniuste et sine iudicio disseisiuerunt Gilebertum et Ricardum filii Rogeri de lib. ten. suo in Keleseia [Kelsey, N. or S.] infra assisam . et Willelmus uenit et dicit quod nullum habet tenementum de feudo illo : quod ipse non [*rectius inde*] recuperauit per iudicium curie de soka de Castr' [Caistor] et inde uocat curiam . Curia ergo uenit et warrantauit quod fecit ei seisinam de 2 bovatis terre c. p. set non de toto tenemento . quod ipse occupauit de feudo illo . unde juratores dicunt quod ipse disseisiuit eos de 3 acris terre et tribus acris prati . et de tercia parte duorum toftorum . (Iudicium Gilebertus et Ricardus habeant seisinam suam . et Willelmus et Alicia in m'ia . Dampnum 20 s. m'ia dim. m. per plegium Willelmi de Castr<sup>1</sup>).)

William has taken possession of three acres of land and three of meadow and a third part of two tofts more than he recovered by judgement of the court of the

Soke of Caistor. That court declares that it gave him seisin of two bovates with the appurtenances, but not of the whole tenement. William is therefore in mercy.

1376. Ass. ven. rec. si Simon le Bret iniuste et sine iudicio dis-saisiuit Adam Scate de lib. ten. suo in Wrangle infra assisam . Et Simon uenit et dicit quod ipse detulit vicecomiti preceptum domini Regis quod ipse faceret ei saisinam de quadam terra in Wrangle . per uisum 4 militum . Et vicecomes per uisum Simonis de Kyme [Kyme] . et Geulonis [*sic*] de Neuilla et Walteri de Pincebec [Pinchbeck] . et Eustacii de Ncland' fecerunt [*sic*] ei saisinam de tenemento unde hec assisa est aramiata et inde uocat eos . Dies datus est eis apud Westmonasterium in octabas sancti Michaelis [6 October] . et interim faciat vicecomes etc . et [*unfinished*]

*A space of about an inch has been left for the end of the case.*

1377. Ass. ven. rec. si Magnus f. Torgot iniuste et sine iudicio disseisiuit Robertum. f. Cole et Hubertum fratrem suum de lib. ten. suo in Wlmeresti [Wolmersty] infra assisam . Juratores dicunt quod non ita disseisiuit eos . Iudicium . Robertus et Hubertus in m'ia pro falso clamore. (*Marg.* Linc'. m'ia.)

1378. Ass. ven. rec. si Gilebertus Scrop . iniuste et sine iudicio dissaisiuit Willelmum f. Roberti de lib. ten. suo in Baston' [Baston] infra assisam . Juratores dicunt quod ita disseisiuit eum . Iudicium Gilebertus in m'ia et Willelmus habeat saisinam . m'ia 1 m. dampnum 3 s. Linc'.

Et sciendum quod Gilebertus non uenit et positus fuit per vadium et plegium . sc. per plegium Walteri de Kelebi et Jordani le Rat et sunt in m'ia. (*Marg.* m'ia.)

1379. Ass. ven. rec. si Hugo de Peisy iniuste et sine iudicio dis-saisiuit Alanum le Poure de lib. ten. suo in Freston' [Frieston] . infra assisam . Juratores dicunt quod Alicia amita ipsius Alani recuperauit quoddam mesagium v. eundem Hugonem per assisam noue disseisine . et anno preterito dedit ipsa mesagium illud : ipsi Alano et in seisina posuit . et post uenit Hugo et asportauit (bladum<sup>e</sup>) domum quandam et inclusit quodam fossato partem illius mesagii et ideo consideratum est quod Alanus habeat seisinam suam . et Hugo in m'ia . Dampnum 2 s. m'ia 1 m.

Et sciendum quod Hugo non uenit et attachiatus fuit per plegium Willelmi f. Sussane et Hugonis f. Kene . eidem [*sic*] in m'ia. (*Marg.* Linc'. Loquend' . 1 m. m'ia.)

Alice, Alan's aunt, recovered the tenement, which Alan is seeking to regain from Hugh the tenant by assize of novel disseisin. In the year before this case was heard, she had given it to Alan and put him in seisin of it. Hugh came afterwards and carried away 'a certain house' and enclosed part of that messuage with a ditch. Alan is to have his seisin.

1380. Rogerus f. Heruei qui tulit assisam noue disseisine . super Waltherum de Evermue : de tenemento in Cleie [Clee] uenit et retraxit se .

et est in m'ia et plegii eius de prosequendo similiter . sc. Willelmus f. Heruei de Carleton' et Radulfus f. Walteri ibidem. (*Marg. Linc'. m'ia.*)

1381. Ass. ven. rec. si Willelmus f. Beatricis iniuste et sine iudicio disseisiuit Robertum f. Angeri de lib. ten. suo in Salflethi [Saltfleetby] infra assisam . Juratores dicunt quod non ita disseisiuit eum . Iudicium . Robertus f. Angeri in m'ia pro falso clamore. (*Marg. Linc'.*)

1382. Ass. ven. rec. si Thomas f. Thome iniuste et sine iudicio disseisiuit Hugonem f. Walteri de lib. ten. suo in Salflethi [Saltfleetby] infra assisam . Juratores dicunt quod non ita disseisiuit eum . quia tenementum illud non erat liberum set villenagium . Hugo pauper est. (*Marg. Linc'.*)

1383. Willelmus f. Gaufridi dat dim. m. pro licencia concordandi . per plegium Roberti Trauers et Galfridi de Normannebi. (*Marg. Linc'. dim. m.*)

1384. Reinerus f. Hugonis . Willelmus f. . . . . Simon de Refham [Reepham, co. Norfolk] . Ernaldus f. Pagani . Simon cum Barba . Willelmus Magnus missi pro curia prioris de Longueilla [Newton Longueville, co. Buckingham] de Wichingham [Witchingham, co. Norfolk] ad faciendum recordum de loquela que fuit in eadem curia inter Eborardum de . . . . et Willelmum Blacberd' de tenemento in Boton' [Booton, co. Norfolk] . unde idem Willelmus questus fuit quod predictus Ebrardus et Stephanus frater eius et Henricus de Uptoft et Ernaldus f. Pagani et Willelmus f. Elie et Adam le Curteis . Richerus . . . . . orold' Golle et Rogerus . . . Stephanus f. . . iniuste et sine iudicio dissaisiuerunt eum inde . uenerunt . . . . . breue (de recto<sup>4</sup>) quod idem Ebrordus tulit in curia . . . . . de 6 acris terre . . . summonitus fuit quod Willelmus . . . . . Ebrord' de predicto . . . . . quindenam et . . . . . illam testificantes . et . . . . . iterum summonitus . . . . . tunc uel se essoniauit : . . . . . aliam quindenam et . . . . . summoniciones testificantes . et . . . . . eum . et tunc per consideracionem curie . . . . . tinencia in feudo : et cum districtiones facte essent semel et iterum et tercio ad . . . . . inuenissent aliqua catalla . per consideracionem curie capta fuit terra illa in manum domini . . . . . terciam quindenam et ipse summonitus fuit ueniendi ad respondendum de . . . . . et producit districtores . Ad ultimam quindenam uenit idem Willelmus et petiit terram [per pleuinam et defendit<sup>5</sup>] summoniciones et districtiones . Ita quod ipse pro qualibet summonicione uadiauit et . . . . . manu . et habuit diem rationabilem faciendi legem illam . et tunc essoniauit se . . . . . diem qui datus fuit ei : nec uenit uel se essoniauit . ita quod per consideracionem curie . . . . . terra illa et cetera per 3 quindenas (et per 12 dies<sup>1</sup>) . et interim misit curia legales . . . . . Willelmum ut ueniret : ad curiam audiendi iudicium suum . et cum non uenisset . . . . . eidem Ebrorardo seisinam suam de predicta terra pro eodem defectu . et quod taliter factum fuit . . . . . diracionare v. eum per quendam liberum hominem suum Adam uel

Henricum qui interfuerunt Et Willelmus totum defendit prout curia considerauerit . . . debet per sacramentum suum per liberum hominem suum qui etc Consideratum est quod Willelmus defendit se . . . manu . Vadiavit legem . Dies datus est eis a die sancti Michaelis in 15 dies [13 October] . . . . . Plegi . . . : Radulfus de Bruer' . Simon Tirel. (*Marg. Norf'*.)

It is most unfortunate that the membrane should have been so much damaged at this point ; for so little evidence as to the conduct of suits in manor courts at this date remains to us that any report of proceedings in such courts is of value. William Blacberd has challenged the judgement of the court of the prior of Newton Longueville at Witchingham in the suit which Everard brought against him by writ of right. Four members of the court have therefore been summoned to the king's court to bear the record of the suit. This entry gives their record and the action taken by the judges thereon. Apparently, William lost the land, after many summonses, through default. He seems to have come on the fourth summons and to have been given a reasonable day to make his law by compurgation. On the day given him he did not appear and therefore seisin was adjudged to Everard. The bearers of the record offer to prove its truth by the duel. It is adjudged that William defend himself by compurgation. The number of his compurgators cannot be read. A day is appointed for him to make his law.

1385. . . . . f. Radulfi v. quem Alicia que fuit uxor Radulfi peciit dotem suam sc. terciam partem 2 bouatarum terre c. p. in [*blank*] : uenit et concessit ei terciam partem saluo ei capitale mesagium . et ipsa habebit unum mesagium ad ualenciam . . . . . illius mesagii alibi.

Alanus de Lincolnia . Alanus Cutteharing . Bigot f. Willelmi.

*mem. 4*

1386. De Richero de Nereford' [Narford. co. Norfolk] pro transgressionem sacramenti 1 m. per [*sic*] et vicecomes capiat. (*Marg. Norf'*.)

1387. Ysabella que fuit uxor Petri de Dilinton' petit v. Salomonem de Quelpested' [Whepstead, co. Suffolk] dotem suam sc. medietatem 40 acrarum terre c. p. in Duninton' . unde predictus Petrus quondam uir eius eam dotaui . et ipse uenit et petit uisum illarum 40 acrarum terre . Habeat . Dies datus est eis apud Bedeford' die tercio post festum sancte Crucis [17 September] . et interim etc. (*Marg. Suffolk.*)

1388. Abbas de Reuesbi [Revesby] ponit loco suo Petrum de Harebi [Hareby] v. Willelmum de Farsaus de placito assise noue disseisine etc.

1389. Ass. ven. rec. si Robertus seruienti de Saham [Saham Toney, co. Norfolk] et Willelmus de Bucy et Goscelinus Pinchehast' et Martinus de Vuiton' iniuste et sine iudicio disseisauerunt Gaufridum f. Gaufridi de communia pasture sue in Saham que pertinet ad lib. ten. suum in eadem uilla infra assisam . Juratores dicunt quod ita disseisauerunt eum . Iudicium Gaufridus habeat seisinam suam . et alii in m'ia . Dampnum (20 s.<sup>c</sup>) 5 s. M'ia Goscelini dim. m. m'ia Martini dim. m. (*Marg. Norf'*.)

1390. Eadem ass. ven. rec. si Warnerus mercator iniuste et sine iudicio disseisiuit Ricardum f. Turkill' de (libero<sup>c</sup>) communia pasture

sue in Saham que pertinet ad liberum tenementum suum in eadem uilla infra assisam . Juratores dicunt quod ita disseisiuit eum . Judicium . Ricardus habeat seisinam suam et Warnerus in m'ia Dampnum 12 d. M'ia dim. m. (*Marg. Norf.* dim. m.)

1391. Ass. ven. rec. si Robertus seruicens et Willelmus piscator et Goscelinus Pinchast' et Philippus (Diue<sup>c</sup>) Duue iniuste et sine iudicio leuauerunt quoddam fossatum in Saham ad nocumentum liberi tenementi Roberti f. Hugonis in eadem uilla : infra assisam . Juratores dicunt quod ita leuauerunt fossatum illud . Judicium . Prosternatur . et alii in m'ia . M'ia Philippi dim. m. Dampnum 6 d. (*Marg. Norf.*)

1392. Eadem ass. ven. rec. si Goscelinus Pinchechast et Willelmus Curle et Martinus de (Wotton<sup>c</sup>) (Vuiton<sup>l</sup>) iniuste et sine iudicio disseisiuerunt Henricum de la Wodehal' de communia pasture sue in Saham [Saham Toney, co. Norfolk] que pertinet ad lib. ten. suam in eadem uilla infra assisam . Juratores dicunt quod ita disseisiuerunt eum . Judicium . Habeat Henricus seisinam suam . et alii in m'ia . Dampnum 12 d. M'ia Willelmi : dim. m. m'ia Martini dim. m. (*Marg. m'ia.*)

1393. Assise nouarum disseisinarum summonitarum [*sic*] inter Gaufridum f. Gaufridi et Henricum f. Lewede et alios de quodam stangno exaltato in Saham . et inter Alexandrum f. Willelmi et Reinerum f. Seman (et alios<sup>l</sup>) de quodam fossato leuato in Saham : ponitur in respectum usque in 3 septimanis post festum sancti Michaelis in 3 septimanis [*sic*] [20 October] apud Westmonasterium . et vicecomes faciat tunc uenire alios recognitores quam fuerunt (alii) positi ad alias assisas . etc.

The sheriff is to summon other recognitors than those who have formed the jury in the other Norfolk cases, possibly because it would not be fair to take those same men to Westminster when they had already had to go to Lincoln, but more probably because one of the parties to the suits had challenged them.

1394. Dies datus est Ricardo de Neuilla querenti et Gaufrido de Campania de assisa de quodam muro leuato a die sancti Michaelis in 3 septimanis [20 October] apud Westmonasterium . eo quod est consuetudo quod assisa procedat de muro leuato infra uillam . Et sciendum quod juratores quesiti : dicunt quod (fossatum<sup>c</sup>) murus ille leuatus est super terram ipsius Gaufridi : ita quod terra illius Gaufridi est ex utraque (fossati<sup>c</sup>) (parte<sup>l</sup>) muri illius et quando curia eius disclausa fuit : homines ibant ea parte . et dicunt quod via regia non distat inde nisi per iactum unius iacti.

See note to case 1349. The plaintiff in an assize touching a wall raised must say that it has been raised 'within a village' (*infra uillam*). The nuisance does not seem to have affected anyone's free tenement, or to have impaired any individual's rights. It is a general nuisance, a blocking up of what had come to be regarded as a right of way. When the walls of Geoffrey's court fell down people went that way although the royal way was but a stone's throw—a dart's cast—away. Apparently Geoffrey delayed repairing his wall a sufficiently long time to raise a feeling in people that they could go that way. 'Longa patientia trahitur ad consensum' (Bracton, bk. iv, chap. 43). The jurors say that the land is Geoffrey's on either side.



1395. Basilia filia Johannis Burdun petit v. Willelmum de Santon' [Santon] 1 bovata[m] terre c. p. in Crosseby [Crosby] ut jus suum et ut illam in quam (ipse<sup>d</sup>) non habet ingressum nisi per Johannem Burdun patrem ipsius Basilie qui illam habuit in custodia cum terra illa . Et Willelmus uenit et dicit quod (ipse est<sup>i</sup>) in terra illa ut in iure et hereditate sua qui ei descendit de auunculo suo Widone de Bosco cuius hereditas terra illa fuit . et inde ponit se super juratam . Fiat jurata utrum ipse habuit ingressum in terra illa per predictum Johannem : an sicut in illam que ei descendit jure hereditario de Widone auunculo suo . Dies datus est eis apud Bedefordiam die tercio post festum sancte Crucis [17 September] et tunc ueniat jurata.

1396. Eadem petit v. Radulfum Burdun 1 bouatam terre c. p. in eadem uilla ut jus suum . et ipse uenit et uocat . ad warant. Aliciam matrem Basilie de Buketon' . habeat eam apud Bedefordiam ad predictum terminum.

1397. Eadem petit v. Willelmum Burdun 1 bouatam terre c. p. in eadem uilla . et ipse uocat ad warant. eandem Aliciam . habeat eam ad eundem terminum apud Bedefordiam.

1398. Eadem (Alicia<sup>e</sup>) petit v. Radulfum f. Hamelini 1 bouatam terre c. p. in eadem uilla ut jus suum . et ipse petit inde uisum . habeat (eam<sup>e</sup>) Dies datus est eis ad eundem terminum apud Bedefordiam.

1399. Ass. ven. rec. si Willelmus f. Willelmi de Med Rasen' [Middle Rasen] et Hugo f. Radulfi (dim. m.<sup>1</sup>) et Gilebertus frater eius (dim. m.<sup>1</sup>) iniuste et sine iudicio disseisiuerunt Thomam de Rasenn' de lib. ten. suo in Mid Rasenn' infra summonicionem itineris Justiciarum . Juratores dicunt quod Willelmus pater predicti Willelmi dedit terram illam predicto Thome et cuidam filie ipsius Willelmi de qua ipse Thomas habuit filias : habendam eisdem Thome et amice [sic] sue et successoribus eorum per seruicium 6 d. per annum . Defuncta matre iam 9 annis transactis et filiabus redditis religioni iam 5 annis transactis idem Thomas remansit in terra illa ut in libero tenemento suo et fecit predicto Willelmo seruicium pro terra illa et pridie disseisiuerunt eum Ideo ipsi in m'ia pro disseisina et Thomas habeat seisinam suam. (*Marg.* . . . . .)

Thomas of Rasen complains that William son of William, and two others have disseised him of his free tenement in Middle Rasen. The jurors say that William's father William gave that land to Thomas and a certain daughter of his (William's) by whom Thomas had daughters, to have to Thomas and his mistress (*amica*) to them and their successors by the service of sixpence a year. The mother being dead now nine years ago, and the daughters having entered a religious house now five years ago, Thomas has remained in that land as in his free tenement and done the service for that land to William up to the day before they disseised him. Therefore Thomas is to have his seisin and the others are in mercy.

The appearance of the roll suggests that the latter part of the case was written later, and in an insufficient space.

1400. Ass. ven. rec. si Gaufridus f. Josce de Brunn iniuste et sine iudicio disseisiuit Willelmo de sancto Laudo et Agatham uxorem eius de lib. ten. suo in Oustreby [Austerby in Bourne] infra assisam . Juratores

dicunt quod non ita disseisiuit eum . Judicium . Willelmus in m'ia pro falso clamore . M'ia dim. m. per plegium Gaufridi de Ounesbi [Aunsby] . et Roberti Patric.

1401. Ass. ven. rec. si Willelmus f. Roberti iniuste et sine iudicio disseisiuit Willelmum f. Osberti et Johannem fratrem suum de lib. ten. suo in Saltfletebi [Saltfleetby] . Et Willelmus uenit et congnouit disseisinam et posuit se in m'ia Dampnum 2 s. M'ia dim. m. Pardonauiit dampnum . per plegium Gileberti f. Haroldi. (*Marg.* m'ia.)

1402. Walterus f. Swartebrand qui tulit assisam nove disseisine v. Willelmum f. Geram' de tenemento in Normanneby [Normanby near Burton upon Stather] (infra assisam<sup>e</sup>) . non est prosecutus et ideo in m'ia . et plegii eius de proseguendo . sc. Ricardus de Stork de Hautebarg' [Alkborough] . et Umfridus de Hautebarg'. (*Marg.* m'ia.)

1403. Willelmus de Weregraue v. quem Hamo de Husd' tulit assisam nove disseisine de tenemento in Stalingburc [Stallingborough] recedit sine die : quia Hamo congnouit quod ipse nichil (clamat<sup>1</sup>) (habet<sup>e</sup>) in terra illa nisi per uxorem suam cuius dos terra illa est de qua non fit mencio in breui.

1404. Ass. ven. rec. si Willelmus de Weregraue et Robertus molen-dinarius iniuste et sine iudicio [disseisuerunt<sup>8</sup>] Ricardum de Houton' et Elis' uxorem suam de lib. ten. suo in Stalingburc' infra assisam . Juratores dicunt quod ita disseisiuerunt eum [*sic*] . sc. de medietate cuiusdam molendini et de quadam tofta . Judicium . Ricardus et uxor eius habeant seisinam suam . et Willelmus . et Robertus in m'ia . Dampnum 2 s. et dim. M'ia Willelmi : dim. m. Plegius de m'ia Walterus de Belebi.

1405. Prior de Spauling' [Spalding] dat 40 s. pro (habenda<sup>e</sup>) habendo respectu de libertatibus suis . et habet . . . . a die S. Michaelis in 3 septimanis [20 October] . et tunc faciat uenire homines de assisis.

1406. [Robertus f.<sup>8</sup>] Petri qui tulit assisam nove disseisine v. Hugonem Painel et Willelmum Painel de tenemento in Rasen' [Rasen] . . . . . Radulfi qui tulit assisam v. eundem Hugonem de tenemento in Westrasen' [West Rasen] : uenerunt et retraxerunt se . . . . . et plegii Roberti in m'ia similiter sc. Alanus de Kirketon' . et Alanus f. Euerardi . . . . . sc. Adam de Angotebi [Osgodby by Kirkby] . et Robertus f. Petri.

1407. [Ass. ven. rec. si Radulfus<sup>8</sup>] f. Brand' iniuste et sine iudicio dissaisiuit Anketillum Piaudelu de lib. ten. . . . . Juratores dicunt quod ita disseisiuit eum . Judicium . Anketillus habeat seisinam . . . . . Dampnum 2 s. M'ia dim. m.

1408. [Ass. ven. rec. si . . . .<sup>8</sup>] et Gilebertus de Riggasbi [Rigsby] iniuste et sine iudicio leuauerunt quoddam [fossatum ad nocumentum<sup>8</sup>]

lib. ten. (suum<sup>c</sup>) Ricardi f. Gileberti in eadem uilla infra assisam . Juratores . . . . . fossatum . et ideo Ricardus in m'ia pro falso clamore . per plegium Reginaldi . . . . de Lec [Leake].

. . . . dictum suum . . . . quia calumpniavit *is written at the bottom of the membrane.*

*The left hand bottom corner of the membrane has been torn off.*

*mem. Ad.*

1409. Ass. ven. rec. si Stephanus Nobilis iniuste et sine iudicio disseisiuit Hugonem . . . . de lib. ten. suo in Sud Keles' [South Kelsey] infra assisam Et Stephanus dicit quod ipse habuit terram illam cum quadam uxore que terram illam tenuit in dote et ipse Hugo nunquam seisitus fuit de tenemento illo et quod nichil clamat in terra illa nisi catalla sua . et Hugo hoc cognouit . et ideo consideratum est quod assisa remaneat et Hugo in m'ia pro falso clamore. (*Marg. Linc'. m'ia.*)

1410. Ass. ven. rec. si Robertus f. Ricardi et Walterus f. Umfridi et Matheus f. Roberti iniuste et sine iudicio disseisiuerunt Odonem f. Walteri de lib. ten. suo in Saltfletebi infra summonicionem itineris Justiciarum . Juratores dicunt quod ita disseisiuerunt eum . Iudicium . Odo habeat seisinam suam . et alii in m'ia . Dampnum 12 d. M'ia Roberti 10 m. m'ia Walteri . dim. m. (*Marg. Linc'. 10 m.*)

1411. Ass. ven. rec. si Alexander de Pointon' [Pointon] iniuste et sine iudicio disseisiuit Abraham de Wolmeresti [Wolmersty] de communa pasture sue in Wrangle [Wrangle] que pertinet ad liberum tenementum suum in eadem uilla infra assisam . Juratores dicunt quod Alexander (dicit<sup>c</sup>) non disseisiuit eum de diuisa inter Wolmeresti et Wrangel usque ad terram quam predicti homines de Wrangel clamant v. Alanum de Benington' [Benington] et de forinseco fossato v. mariscum usque ad Wiggeflet salua ei quadam uia que habet in latitudine 160 pedes ex directo de Sandeford' usque ad Wiggeflet . Set dicunt quod idem Alexander disseisiuit eum de communa pasture sue ex occidentali parte terre quam ipse clamat v. Alanum de Beninton' usque ad Leicel qui uenit de Hesthe saluis eidem Alexandro maris suis ita quod ipse nichil clamare poterit in illis : nisi transitum cum batello suo . Et ideo consideratum est quod ipse habet seisinam suam et Alexander in m'ia . et ipse similiter in m'ia sicut alii subsequentes in m'ia . pro falso clamore. (*Marg. m'ie.*)

The boundaries of both the land of which Alexander has and the land of which he has not disseised Abraham are impossible to recover. All the names are forgotten.

1412. (Eadem<sup>h</sup>) ass. ven. rec. si Alexander de Pointon' [Pointon] iniuste et sine iudicio disseisiuit Johannem f. Alberti de communa pasture sue in Wrengle [Wrangle] que pertinet ad lib. ten. suum in eadem uilla infra assisam Juratores dicunt hic : idem quod prius. (*Marg. Linc'.*)

1413. (Eadem<sup>h</sup>) ass. ven. rec. si Alexander de Pointon' iniuste et

sine iudicio disseisiuit Alanum f. Herlewin' et Gunwar' filium [*sic*] Herlewin' et Benedictum f. Abraham de communia pasture sue in Wrengle que pertinet ad lib. ten. suum in eadem uilla [infra assisam<sup>s</sup>] Idem dicunt quod prius. (*Marg. Linc'*.)

1414. (Eadem<sup>1</sup>) ass. ven. rec. si Alexander de Pointon' iniuste et sine iudicio disseisiuit Simonem [de Bret<sup>s</sup>] et Abraham de Ponte et Ricardum f. Bine et Thoroldum de Wlmaresi [Wolmersty] [et Henrico<sup>s</sup>] de Gardino et Willelmum mercatorem et Mangnum f. Coles de communia [pasture sue<sup>s</sup>] in Wrengle que pertinet ad lib. ten. suum in eadem uilla infra assisam Idem dicunt quod prius. (*Marg. Linc'*.)

1415. Ass. ven. rec. si Willelmus de Sancto Licio iniuste et sine iudicio disseisiuit Robertum f. Radulfi de lib. ten. [suo in<sup>s</sup>] Risebi [Risby] infra assisam Juratores dicunt quod ita disseisiuit eum. Iudicium. Robertus habeat seisinam [suam<sup>s</sup>] et Willelmus in m'ia. Dampnum 10 s. per plegium Willelmi de Castr' [Caistor]. (*Marg. Linc'. m'ia.*)

1416. Ass. ven. rec. si Reginaldus Scilbert (et Alanus f. Radulfi<sup>1</sup>) iniuste et sine iudicio disseisiuerunt Hawisam uiduam de . . . de lib. ten. suo in Sumercot' [Somercotes] infra assisam. Juratores dicunt quod non ita disseisiuerunt eam [Judicium<sup>s</sup>] Hawisa in m'ia pro falso clamore. (*Marg. Linc'. m'ia.*)

1417. Ass. ven. rec. si Robertus Canis iniuste et sine iudicio disseisiuit Johannem de Sauztorp [Sausthorpe] de [lib. ten. suo in<sup>s</sup>] Langeton' [Langton by Partney] infra summonicionem itineris Justiciarum. Juratores dicunt quod ita disseisiuit eum. Iudicium [Johannes habeat<sup>s</sup>] seisinam suam et Robertus in m'ia. Dampnum 2 s. M'ia dim. m. (*Marg. Radulfus de Brincle [Brinckhill] 1 recognitor in m'ia.*)

1418. Ass. ven. rec. si Marioria de Waldneweton' [Wold Newton] et Radulfus et Gilebertus filii eius iniuste [et sine iudicio<sup>s</sup>] disseisiuerunt Gaufridum de Waldneweton' de lib. ten. suo in Waldneweton' infra assisam. [Juratores dicunt quod<sup>s</sup>] ita disseisiuerunt eum. Iudicium. Gaufridus habeat seisinam suam. et alii in m'ia. Dampnum 5 . . . M'ia Mariorie dim. m. per plegium Thome f. Umfridi. (*Marg. m'ia.*)

1419. Ass. ven. rec. si Robertus de Camera et Eldred' f. Joseph (iniuste et sine iudicio disseisiuerunt Demildam<sup>1</sup>) de lib. ten. suo in . . . we infra assisam. Juratores dicunt quod non ita disseisiuerunt eam. quia ipsa non tenuit libere terram illam : unde . . . feudi uidit quod non potuit facere seruicium (et consuetudines<sup>1</sup>) quod ad terram pertinet : ipse seisiuit illam in manum [eius<sup>s</sup>] Et post uenit Robertus et concessit eidem Demilde terram illam tenendam in uita sua reddendo inde seruicium quod ad [terram per<sup>s</sup>]tinet. et dedit ei 3 s. (*Marg. Linc'*.)

Demilda has been disseised because she could not do the service due from the land. Robert agreed to allow her to hold it for her life on condition she did the service which belongs to it. She gave him three shillings.

1420. Ass. ven. rec. si Thomas f. Ricardi de Barkeston' [Barkston] iniuste et sine iudicio disseisiuit Robertum f. Garini [de lib.<sup>s</sup>] ten. suo in Barkeston' infra assisam. Juratores dicunt quod non ita disseisiuit eum. Iudicium. (Thomas<sup>e</sup>) (Robertus<sup>i</sup>) in m'ia [pro<sup>s</sup>] falso clamore. quia Thomas debet habere terram illam ad firmam secundum conuencionem factam inter Matheum de Karleton' et Robertum archidiaconum Norhamt' per quam ipse habet terram illam. et preceptum est quod teneat terram illam usque ad terminum. M'ia Thome (dim. m.<sup>e</sup>) pardonatur m'ia. (*Marg. Linc'.*)

1421. Ass. ven. rec. si Simon Brito junior iniuste et sine iudicio disseisiuit Reginaldum Furre de lib. ten. suo in Wrangel [Wrangle] infra assisam. Juratores dicunt quod ita disseisiuit eum. Iudicium Reginaldus habeat seisinam suam. Et Simon in m'ia Dampnum dim. m. M'ia dim. m. per plegium Abraham de Wolmersti [Wolmersty]. et Rogerus de Stratton'. (*Marg. Linc'.*)

1422. Ass. ven. rec. si Ricardus f. Gileberti iniuste et sine iudicio disseisiuit Hugonem f. [Gileberti<sup>s</sup>] de lib. ten. suo in Leke [Leeke]. infra assisam. Juratores dicunt quod non ita disseisiuit eum. Iudicium Hugo in m'ia pro falso clamore. M'ia dim. m. Plegii m'ie Thome f. Alani Alanus f. . . . . (*Marg. Linc'.*)

1423. Ass. ven. rec. si Simon Brito iniuste et sine iudicio disseisiuit Willelmum Ridel de lib. ten. suo in Wolmerstiam [*sic*] [Wolmersty]. infra assisam. Juratores dicunt. Iudicium Willelmus habeat seisinam Simon in m'ia. Dampnum (m'ia<sup>e</sup>) 10 s. m'ia (m'ia<sup>e</sup>) Plegius de dampno per plegium Roberti . . . . (*Marg. Linc'. Cras m'ia.*)

1424. Ass. ven. rec. si Agnes que fuit uxor Alani. et Alexander frater eius et Johannes frater eius . . . . prepositus et Stephanus f. Iuonis iniuste et sine iudicio disseisiuerunt Hugonem . . . . de lib. ten. suo in Buterwic [Butterwick] infra assisam. Juratores dicunt quod non ita disseisiuerunt eum. Iudicium . . . in m'ia pro falso clamore. (*Marg. Linc'.*)

1425. Ass. ven. rec. si Adam de Essex' iniuste et sine iudicio disseisiuit Matillidem de . . . . de lib. ten. suo in Hameringham [Hameringham] infra assisam. Juratores dicunt quod Gaufridus de Hameringham quondam vir ipsius Matillidis tenuit terram illam ut lib. ten. suum tota vita sua . . . . post obitum eius in terra illa per annum et dimidium. set nesciunt utrum sit lib. ten. . . . . Dies datus est ei ad audiendum iudicium suum apud Westmonasterium a die . . . 15 dies. Et ipsa ponit loco suo filium suum. (*Marg. Linc'.*)

1426. Richer mercator optulit se quarto die v. Matillidem de Gisney et Willelmum f. . . . de placito imprisonmenti Et ipsi non ueniunt uel se essoniauerunt. Nec vicecomes [eos attachiauit quia<sup>s</sup>] ipsi manent in libertate comitis Albemar' cuius balliuus . . . . et ideo

attachientur ad esse apud Londoniam a die sancti M . . . . summon'  
etc. (*Marg. Norf.*)

1427. Rannulfus de Toresbi recedit sine die v. Ysabellam . . . .  
in Hak quam ipsa clamat in dotem v. eum : eo quod . . . non uult  
respondere : est in m'ia domini Regis . . . .

1428. Engell' sutor de Lincolnia v. quem Henricus . . . . in  
Lincolnia uenit et cognouit disseisinam et posuit se . . . . Hugo Be.

*A narrow piece has been cut off down the side of the lower half of this  
membrane. At the bottom, the piece cut off is much wider, so that of the  
last two cases only about half remains.*

*mem. 5*

1429. Ass. ven. rec. si Godefridus f. Rauen' et Thomas et Hereward'  
filii eius iniuste et sine iudicio disseisiuerunt Alanum f. Eilric' de lib.  
ten. suo in Wigetoft [Wigtoft] infra assisam . Juratores dicunt quod  
ita disseisiuerunt eum . Iudicium . Alanus habeat seisinam suam . et  
alii in m'ia . Dampnum 3 s. m'ia (Thome<sup>e</sup>) Godefridi dim. m. per  
plegium Ricardi f. Rauen. (*Marg. Linc.* Custodiatur Thomas m'ia.)

1430. Ass. ven. rec. si Thomas f. Alani iniuste et sine iudicio dis-  
seisiuit Matillidem Norensem de lib. ten. suo in Leuerton' [Leverton]  
infra assisam . Juratores dicunt quod non ita disseisiuit eam . Iudicium  
Matillis in m'ia pro falso clamore. (*Marg. Linc.* m'ia.)

1431. Ass. ven. rec. si Gilebertus de Lacy iniuste et sine iudicio  
disseisiuit Robertum Pilat' de lib. ten. suo in Hal' [Hale] infra assisam .  
Et Gilebertus uenit et dicit quod ipse aliquando aramiauuit quandam  
assisam v. Alanum Pilate de tenemento illo in curia domini Regis ad  
recongnoscendum si due bouate terre c. p. essent laicum feudum ipsius  
Alani : an liberam elemosinam pertinens ad ecclesiam sancti Johannis  
de Hal' . Et concordati fuerunt inde ita quod ipse Alanus recongnouit  
terram illam esse jus predictae ecclesie et inde profert cirographum idem  
testans . et per illum finem habet ipse seisinam illius terre ut de illa (unde<sup>1</sup>)  
(quam<sup>e</sup>) vicecomes ei fecit seisinam per preceptum Justiciarum et inde  
uocat curiam et vicecomitem . Et Robertus dicit quod iniuste im-  
placitauit Alanum de terra illa et iniuste factus (fuit<sup>1</sup>) finis ille inter  
eos . quia ipse Alanus non fuit in seisina illius terre die qua finis ille  
factus fuit set ipse fuit in seisina illius terre et illam tenuit de ipso Alano  
per 16 s. per annum . et antequam ipse Alanus habuisset seruicium  
illius terre habuit ipse terram illam per 30 annos . et inde ponit se  
super juratam . Consideratum est quod Alanus summoneatur ad esse  
apud Westmonasterium ostensurus quare ipse finem fecit in curia domini  
Regis cum predicto Gileberto de terra quam ipse non tenuit sc. a die  
sancti Michaelis in 15 dies [13 October] etc. Et Robertus ponit loco  
suo Hugonem filium suum.

Robert Pilate complains that Gilbert de Lacy has disseised him. Gilbert  
replies that he brought an assize against Alan Pilate to enquire whether the land  
were free alms belonging to his church of Hale, or lay fee of Alan Pilate. Gilbert

and Alan were brought into agreement and a final concord was made, so that Alan recognised Gilbert's right in the land. Gilbert produces the chirograph which bears witness to this. He also vouches to warranty the sheriff and the shire court that he was given seisin of the land by the sheriff in accordance with the commands of the justices. Robert says that, at the time the concord was made, he himself and not Alan held that land, and that he held it of Alan for 16s. a year, and that for thirty years before Alan acquired the service of, that is the lordship over, that land, he (Robert) was holding it. Alan is to be summoned to Westminster to show why he made a fine for land which he did not hold.

1432. Ass. ven. rec. si Willelmus f. Alicie iniuste et sine iudicio disseisiuit Robertum f. Turkill' de lib. ten. in Fenn' [Fen] infra assisam. Juratores dicunt quod ita disseisiuit eum. Iudicium Robertus habeat seisinam suam Dampnum 10 s. M'ia dim. m. per plegium Thome f. Burkard' et Glai clericum [*sic*]. (*Marg. Linc'*)

1433. Ass. ven. rec. si (Hamo<sup>e</sup>) (Alanus<sup>i</sup>) de Hadecliu' [Hatcliffe] iniuste et sine iudicio disseisiuit Hamonem de Hadecliu' de lib. ten. suo in Hadecliu' infra assisam. Et Hamo uenit et dicit quod tenementum illud suum est et non ipsius Alani. nec ipse aliter tenuit terram illam nisi in custodia cum eo. Juratores dicunt quod non ita disseisiuit eum. Iudicium. Hamo in m'ia pro falso clamore. M'ia 1 m. per plegium Willelmi de Hadecliu'. et Alani Grim. (*Marg. Linc'. m'ia.*)

1434. Rogerus f. Reginaldi de Muleton' [Moulton] v. quem Richilda filia Walteri tulit assisam noue disseisin<sup>e</sup> (v.<sup>e</sup>) de tenemento in Quappelad' [Whaplode] uenit et cognouit disseisinam et posuit se in m'ia. Dampnum pardonatur. Plegius de m'ia : Gaufridus (filius<sup>e</sup>) de Oiri de Quappelad'. (*Marg. m'ia.*)

1435. Ass. ven. rec. si Hugo frater Lamberti iniuste et sine iudicio disseisiuit Lambertum f. Alani de lib. ten. suo in Algerhundr' [near Algarkirk]. Et Hugo uenit et cognouit disseisinam et posuit se in m'ia. Dampnum dim. m. M'ia dim. m. per plegium Thome f. Martin'. Plegius de dampno : Radulfus f. Alani. (*Marg. Linc'*)

1436. Dies datus est Oriold' que fuit uxor Willelmi Britonis petentis. et Alexandro de Pointon' [Pointon] de placito dotis in octabas sancti Michaelis [6 October] apud Westmonasterium propter breue summonicionem quam [*sic*] Alexander calumpniavit. (*Marg. Linc'*)

1437. Reginaldus et Godesman de Spauling [Spalding] dant domino Regi dim. m. ut sint sub custodia per plegium Willelmi de Netelham [Nettleham]. (*Marg. Linc'*)

1438. (Inquisitio faciend' summonita ad faciend'<sup>e</sup>) Inquisitio summonita inter comitem Cestr' [Chester] et homines de Hoiland' [Holland] de Westfenne [West Fen] in marisco de Cibeceia [Sibsey] : remanet per petitionem Walteri de Couintre senescalli eiusdem comitis et hominum de Hoiland' eo quod idem senescallus concessit eisdem hominibus omnia iura que habuerunt in marisco tempore Willelmi de Rumara.

1439. Ass. (noue disseisine<sup>i</sup>) inter Willelmum de Stikeswald' [Stix-would] et Matillidem uxorem eius querentes et Robertum de Bossey de tenemento in Lincolnia : remanet quia Willelmus et Matillis retraxerunt se et posuerunt se in m'ia . de dim. m. (Dampnum m.<sup>e</sup>) per plegium Roberti de Bussey. (*Marg. Linc'. m'ia.*)

1440. Matillis que fuit uxor Radulfi f. Ricardi optulit se quarto die v. Willelmum del Meinnilwarin de tercia parte quinte partis totius terre que fuit predicti Radulfi f. Ricardi in Massingham . et ipse non uenit uel se essoniauit et terra capta fuit in manum Regis et non petita . Et ideo Matillis habeat seisinam suam inde : pro defalta Willelmi. (*Marg. Norf'.*)

1441. Preceptum fuit vicecomiti quod ipse inquireret per legales homines de comitatu Lincolnie de quanta terra Philippus de Diue fuit seisitus in comitatu Lincolnie die qua ipse eam desponsauit. Et inquisicio dicit quod predictus Philippus die qua ipse eam desponsauit habuit 30 bouatas terre in Widm' et in Twiford' et in Swafeld' [North Witham, Twyford, and Swayfield] unde 1 est libera et 29 sunt de vilenagio . et unde 11 (et dim.<sup>i</sup>) sunt in Swafeld' et relique sunt in Widm' et in Twiford' et omnes bouate pares sunt et ipsa Angnes non habet in dotem nisi 9 bouatas sc. in Twiford' . (Et vicecomes Norhamtone inquisiuit quod Philippus habuit in comitatu suo sc. in Holewell' [Holywell, co. Northampton] 10 virgatas terre et dimidie . et Angnes de Diue habet inde 2 virgatas terre et dimidiam . et Philippus habuit 1 molendinum precii 8 s. et inde habet ipsa 32 d. et Angnes habet in cotagiis 2 s. et 9 d. et 1 obolum . Et ipsa Angnes habet de 1 predictarum virgatarum terre 12 d. et 2 d. et 1 obolum de 8 sellionibus<sup>i</sup>) (*Marg. Linc'. Norht'.*)

1442. Ass. ven. rec. si Gaufridus f. Alexandri . et Walterus persona et Simon frater eius iniuste et sine iudicio disseisiuerunt Robertum f. Roberti de lib. ten. suo in Nafnebi [Navenby] infra assisam Juratores dicunt quod ita disseisiuerunt [eum<sup>a</sup>] . Iudicium . Robertus habeat seisinam suam . et alii in m'ia . Dampnum M'ia dim m. M'ia Gaufridi dim m. M'ia Walteri dim. m. per (Willelmum<sup>e</sup>) Johannem f. Mauricii . et Johannem f. Laurencii. (*Marg. Linc'. m'ia.*)

1443. Ass. ven. rec. si Henricus f. Willelmi iniuste et sine iudicio disseisiuit Radulfum f. Willelmi de lib. ten. suo in Trikingham [Threkingham] . infra summonitionem itineris Justiciarum Juratores dicunt quod ita disseisiuit eum . Iudicium . Radulfus habeat seisinam suam . et Henricus in m'ia . Dampnum dim. m. M'ia 1 m. (*Marg. Custodiatur m'ia.*)

1444. De Waltero de Birketorp [Birkthorpe] pro habenda assisa sua apud Bedeford' dim. m. (*Marg. Linc'.*)

1445. Dies datus est Roberto de Aresci et (Simon de Kim'<sup>e</sup>) [Ky m e Normanum de Aresci de concordia perficienda inter eos de assisa nou



disseisine quam Robertus aramiauit v. (eundem<sup>o</sup>) Simonem de Kim' a die sancti Michaelis in 15 dies [13 October]. (*Marg. Linc'*.)

For the fine see *Final Concords*, i, 71; *Feet of Fines*, 127/7, no. 12.  
The fine is dated on the day given to the parties at Westminster.

1446. Cirographum faciendum inter priorissam de Lekeburn' [Legbourne] (petentem<sup>o</sup>) et Aliciam Constabulariam de aduocatione ecclesie sancti Petri de Saltfletebi [Saltfleetby St. Peter] : remanet quamdiu (sedes<sup>1</sup>) episcopatus Lincolnensis uacans fuerit . quia non potest fieri sine assensu episcopi.

1447. Dies datus est Alexandro de Creuequer et Cecilie de Creuequer de capiendi cirographo suo a die sancti Michaelis in 15 dies [13 October] pro defectu militum attornatorum ipsi Alexandro Quia nullus uenit nisi tantum Radulfus le Curteis qui congnoit se tenere feodum 1 militis de ipsa Cecilia . Et Cecilia ponit loco suo M. clericum uel Andream de Spanna.

The clerk is probably Martin of Pattishall, the future judge.

1448. Willelmus nepos Warneri . Reinbald' Diues . Johannes de Beningeworth' [Benniworth] . Petrus de Ponte . Willelmus f. Warneri . Hugo de Merston' [Marston] . Ricardus de Niweport [Newport in Lincoln] . Herbertus de Niweport Jacobus f. Brand' . Constancius de Neweland' [Newland in Lincoln] . Willelmus carpentarius Warnerus f. Fardein . Gilebertus parmentarius . Gregorius le Roser . ceperunt in manum et sacramento suo confirmauerunt quod habebunt simul cum subsequentibus qui iurabunt coram Willelmo de Tillebroc et Willelmo de Cornhull' . infra octabas sancti Michaelis [6 October] medietatem 400 librarum apud Westmonasterium . et medietatem infra octabas sancti Martini [18 November] . Nomina eorum qui iurabunt coram predicto W. et W. sc. Alanus f. Brand' Nicholaus f. Gunnild' Simon de Araz Hamo f. Lamberti . Ricardus frater suus . Ricardus prepositus . Wigot f. Wigot . Hugo Blundus . Rogerus f. Walteri . Adam de Colecestr' . Et maior hoc idem habet in pactum in uerbo ueritatis.

This entry refers to the agreement between the king's representatives sent to tallage the city and the principal citizens, who undertake that the city as a whole shall provide four hundred pounds. The mayor of Lincoln has this agreement in writing. This is a very early reference to that officer.

1449. Vicecomes Lincolnie recepit de catallis Roberti aurifabri 6 s. 4 d.

1450. Thomas de Parusius [*sic*] . et Johannes Flandrensis iurauerunt quod si uiderint aliquem uendentem uinum contra assisam : capiant uinum in manum domini Regis.

*mem. 6*

1451. Veredictum de morte Simonis f. Ricardi de Marton' per Petrum de Bekering' [Beckering] et Radulfum de Normanvilla et Radulfum de Barkewrt' [Barkwith] et Willelmum Must' et Josepd de Rande [Rand] et Robertum Bigot simul per liberos et legales homines de Wraghou

[Wraggoe] et per 4 homines de quaque uilla de Wraghou . Et dicunt quod Philippus f. Rogeri f. Astini de Kime [Kyme] venit in saltu premeditatu et percussit Simonem f. Ricardi de Marton' cum uno baculo in collo suo extra hostium aule Simonis de Kime et in Bulington . Et Philippus frater predicti Philippi percussit ipsum Simonem cum cutello suo in capite et postea in ventre ita quod exta ipsius Simonis exierunt et inde moriebatur . Set vixit a die sabbati usque ad horam terciam dominice diei sequentis Palmiarum . Et locutus fuit et neminem de morte illius habuit suspectum preter prescriptos . Et Petrus de Nouilla et Hugo de Svabi [Swaby] et Amfridus de Swabi et Ricardus le Westrais et Robertus de Tihingt' et Alanus le Muer et Galfridus de Beningwrht [Benniworth] erant tunc in aula ipsius Simonis de Kime apud Bulington [Bullington] quando Simon predictus ita occisus fuit . Et statim audientes (qui in aula erant<sup>1</sup>) leuauerunt hu et cri . et secuti sunt predictos . Qui fugientes unus illorum captus fuit fugiendo scilicet iunior fraterum . Et traditus est gaolie Lincolnie . Et alius fugiit ad ecclesiam . Die martis in septimana Pasche quidam clericus Simon nomine de Auford [Alford] consanguineus ipsius Simonis mortui venit ad ecclesiam de Bulington et occidit ipsum Philippum in ecclesia . Et ipse Simon clericus deliberatus fuit de ecclesia per archidiaconum Lincolnie . Et ipse Philippus occisus in ecclesia sepultus fuit per visum seruientis domini Regis et militum et legalium hominum de wapentaco.

This membrane, like membrane 2, is a smaller piece of parchment than the other membranes in the roll. On it is recorded the verdict of the men of Wraggoe touching the murder of Simon son of Richard of Marton', a murder which must have roused much excitement in the neighbourhood since the important family of Kyme was involved in it. It is unusual for the justices to take such a formal record, or at least to cause it to be enrolled, but it was very seldom that a criminal case was adjourned to Westminster, as was this (see 1502). The suggestion of Thomas son of Humfrey, in case 1475, that the fear of Simon of Kyme, head of the house of Kyme, prevented him from taking the proper steps towards dealing with the murder probably accounts for this careful record. It was a serious thing to suggest that a man of Simon's standing would let family feeling stand in the way of justice; for the maintenance of order and law in the shires depended upon the barons and knights of the shires. The verdict is that Philip son of Roger son of Astin of Kyme came in premeditated assault and struck Simon son of Richard of Marton' on his head with a stick before the hall of Simon of Kyme in Bullington. Then Philip, the brother of the other Philip, came and struck Simon on the head with his knife and afterwards in the stomach so that Simon's entrails gushed out and he died therefrom, but he lived from the Saturday till the third hour of the following Sunday, Palm Sunday [26 March 1206], and he spoke and suspected no one of his death except those two. Seven men, most if not all of them well known in Lincolnshire, who were in Simon of Kyme's hall at Bullington when the murder was done, hearing, ran out, and immediately raised the hue and cry and followed the two Philips. One of them, namely the younger brother, was taken in flight, and handed over to the gaol of Lincoln, and the other fled to the church. On the Tuesday in Easter week [4 April] a certain clerk named Simon of Alford, a kinsman of the murdered man, went to Bullington church and killed Philip there. This Simon, since he was a clerk, was delivered from the church by the archdeacon of Lincoln, and Philip, who had been killed in the church, was buried by view of the king's sergeant and the knights and lawful men of the wapentake. Such is the verdict which, if it does not entirely exonerate Simon of Kyme from any suspicion of wishing to delay the course of justice, at least proves that everything that ought to be, or could be, was done. Case 1475 is the report of the hearing when the captured Philip was brought before the justices. Thomas son of Humfrey, the murdered man's uncle, said that Philip knocked Simon of Marton' down and that Philip son of Simon of Kyme actually killed him, whereas the verdict says that the man who killed Simon

was brother of Philip who struck the first blow. Thomas' evidence does not seem altogether reliable, since it does not agree with the verdict of the wapentake and suggests an intimidation of which Simon of Kyme and his 'progeny' do not seem to have been guilty. In case 1502 Harald son of Humfrey appeals the prisoner of the death of Simon. Philip pleads not guilty although he was taken in flight. The case is adjourned to Westminster; probably because the itinerant justices thought it would be well for the Chief Justiciar to deal with a case involving such a powerful family as the Kymes. The case is also interesting because in it for the first time the hue and cry is described in the words of common speech—*hu et cri*—instead of in the Latin form '*huthesium et clamor*.'

*mem. 7*

1452. Ass. ven. rec. si abbas de Neubottell' [Newbo] iniuste et sine iudicio dissaisiuit Robertum de Berghebi [Barrowby] de lib. ten. suo in Berghebi infra assisam. Juratores dicunt quod non ita disseisiuit eum. Iudicium Robertus in m'ia pro falso clamore. et abbas sit inde quietus. M'ia 1 m. per plegium Willelmi f. Ade. et Roberti f. Sibille. (*Marg. Linc'. m'ia 1 m.*)

1453. Osbertus f. Ricardi qui tulit assisam (noue dissaisine) v. Willelmum Anselin. et Adam de Cressy uenit et retraxit se (et ideo) Osbertus in m'ia. et plegii eius. sc. Radulfus f. Willelmi de Stighendebi [Stainby]. et Willelmus f. Thome. cuiuslibet eorum m'ia dim. m. Plegius de m'ia Osberti. Radulfus f. Walteri. (*Marg. Linc'. m'ia m'ia m'ia dim. m. dim. m. dim. m.*)

1454. Ass. ven. rec. si Simon le Bret iniuste et sine iudicio dissaisiuit Willelmum mercatorem de lib. ten. suo in Wrengl' [Wrangle] infra assisam. Et Simon uenit et dicit quod ipse per preceptum domini Regis quod detulit vicecomiti habuit saisinam illius terre. et per Jollanum de Neuilla. et Walterum de Pincebec [Pinchbeck]. Simonem de Kim' [Kyme]. Eustacium de Ledenham [Leadenham] qui ei fecerunt saisinam per preceptum vicecomitis. et inde vocat eos (Dies datus est eis apud Westmonasterium in octabas sancti Michaelis [6 October]. et interim faciat vicecomes juratam uenire super terram illam et predictos J. et W. et S. et E. similiter. Et dicant unde fecerunt visum. Et audiat vicecomes si ipsi fecerunt saisinam an non et scire faciat per literas suas etc.<sup>i</sup>.)

1455. Ass. ven. rec. si Willelmus mercator iniuste et sine iudicio dissaisiuit Simonem Britonem de lib. ten. suo in Wrengl' infra assisam. Juratores dicunt quod non ita dissaisiuit eum. Iudicium (Willelmus in m'ia<sup>d</sup>) Simon in m'ia pro falso clamore. M'ia dim. m. per plegium Thome de Multon' [Moulton]. (*Marg. Linc'. m'ia.*)

1456. Ass. ven. rec. si Simon de Kim' iniuste et sine iudicio dissaisiuit Thomam de Sottebi [Sotby] de lib. ten. suo in Sottebi infra assisam. Juratores dicunt quod ita dissaisiuit eum. Iudicium Thomas habeat saisinam suam. Simon in m'ia. (*Marg. Linc'. m'ia.*)

1457. Ass. ven. rec. si Willelmus f. Roberti iniuste et sine iudicio dissaisiuit Eudonem clericum de Hagwrdingham [Hagworthingham] de

lib. ten. suo in Salflethbi [Saltfleetby] infra assisam . Juratores dicunt quod ita disseisiuit eum . Judicium Eudo hæbeat saisinam suam et Willelmus in m'ia . Dampnum 12 d. m'ia dim. m. per plegium Haraldi f. Umfridi . Iohannis f. Gykell'. (*Marg. Linc'*.)

1458. Ass. ven. rec. si Johannes de Kindham iniuste et sine iudicio dissaisiuit Alanum de Rupe de lib. ten. suo in Screing' [Scrane] infra assisam . Juratores dicunt quod ita dissaisiuit eum . Judicium . Alanus habeat saisinam suam et Johannes in m'ia . Dampnum 5 s. m'ia dim. m. per plegium Willelmi de Farceus. (*Marg. Linc'. m'ia.*)

1459. Ass. ven. rec. si Willelmus Burell' iniuste et sine iudicio dissaisiuit Ricardum f. Umfridi de lib. ten. suo in Salfleteb' [Saltfleetby] . infra assisam . Juratores dicunt quod ita dissaisiuit eum . Judicium . Ricardus habeat saisinam suam et Willelmus in m'ia . Dampnum 6 d. m'ia dim. m. (*Marg. Linc'. m'ia.*)

1460. Robertus de Stretton' [Great Sturton] . et Hugo de Randebi [Ranby] . et Hugo Ruffus qui tulerunt breue noue dissaisine v. Henricum de Neuilla retraxerunt se . et ideo sunt in m'ia . M'ia Roberti 1 m. M'ia Hugonis dim. m. M'ia Hugonis Ruffi dim. [m.] per plegium Rannulfi de Dalbi [Dalby] et Roberti de Alford' [Alford] per totum [*unfinished*]. (*Marg. Linc'. m'ia.*)

1461. Gilbertus de Randebi . et Radulfus de Randebi qui tulerunt breue (noue dissaisine<sup>1</sup>) v. Henricum de Neuilla retraxerunt se . Et ideo sunt in m'ia . M'ia Gilberti dim. m. M'ia Radulfi dim. m. per plegium predictorum Rannulfi et Roberti. (*Marg. m'ia.*)

1462. Dominus G. f. P. comes Essex' (qui<sup>c</sup>) petiit v. Walterum de Amundeuilla 1 bouatam terre c. p. in Barwe [Barrow on Humber] ut jus suum . Et Walterus uenit et recognouit predictam bouatam terre c. p. in Barwe esse jus predicti G. et eam reddidit ei ut jus suum . Et pro hac recognicione dedit predictus G. predicto Waltero 5 m. argenti et dim. (*Marg. Linc'*.)

For the fine see *Final Concords*, i, 68; *Feet of Fines*, 127/7, no. 4.

1463. (Abbas de Rugford [Rufford, co. Nottingham] v. quem abbas de Torneton' [Thornton Curtis] tulit breue assise noue dissaisine de communa pasture sue in Barton [Barton on Humber] . uenit et congnouit dissaisinam et ponit se in m'ia<sup>e</sup>.) (*Marg. Linc'*.)

1464. Alicia que fuit uxor Rogeri de Benington' petit v. Alanum de Benington' terciam partem de feodo unius militis et dimidii . trium carucatarum terre et dimidie in Benington . et in Leuerton' [Benington and Leverton] et terciam partem 2 bouatarum terre in Muleton' [Moulton] ut dotem suam : ex dono Rogeri de Benington' quondam uiri sui in Benington' et Leuerton' . et Muleton' . Et Alanus uenit et dicit quod post mortem (Reginaldi<sup>1</sup>) patris sui uenit (ipsa<sup>1</sup>) Alicia et petiit dotem suam et ipse Alanus ad uoluntatem ipsius Alicie dedit ei pro dote sua .

1 croftam que fuit Walteri f. Sueining . et alibi 2 acras terre . et ipsa inde fuit contenta . et ipsa jurat quod nunquam ab eo peteret dotem (et inde producit testes<sup>1</sup>) et ipsa totum defendit contra eum (et testes<sup>1</sup>). Et consideratum est quod ipsa defendat hoc contra eum duodecima manu . et vadiavit legem . Plegium de lege Fides . Et habet diem legi die sabbati proximo post festum beati Bartholomei [26 August] . et tunc faciat legem. (*Marg. Linc'*.)

Alice is claiming her dower against Alan of Benington, whose answer is that on her husband's death she asked for her dower and received from him the croft which was Walter son of Sueining's and two acres of land. With that she was content. Alice swears that she never asked him for her dower and brings witnesses, and both she and the witnesses deny Alan's statement. It is adjudged that she defend it against him by the twelfth hand, that is she is to bring eleven other people to swear that they consider her oath to be true. She has pledged her law. Her pledge is her faith, and a day is appointed for her to make her law.

1465. Matillis Wesel' petit v. Ysoriam de Reresbi [Reasby] et Julianam matrem suam terciam partem 2 bouatarum terre c. p. in Reresbi ut dotem suam que eam contingit ex dono Willelmi Wesel' quondam uiri sui . Et ipsi Ysoria . et Juliana ueniunt et petunt uisum terre . Et habent . Dies datus est eis die tercio post festum sancte Crucis [17 September] apud Bedeford . et interim fiat uisus. (*Marg. Linc'*.) apud Bedeford.)

1466. Johannes de Bergates . et Alina uxor eius petunt v. Walterum Waschet terciam partem feodi 2 mil'itum et dimidiū . in Turgrambi . et in Kiluingholm' [Thorganby and Kilingholme] ut dotem ipsius Aline que eam contingit ex dono Roberti de Turgrambi quondam uiri sui Et Walterus uenit et petit uisum terre . Et habet . Dies datus est eis die tercio post festum sancte Crucis apud Bedeford . et interim fiat uisus . Et Alina ponit loco suo Johannem uirum suum. (*Marg. Linc'*.)

1467. Robertus persona de Bliburg' [Blyborough] dat domino Regi 1 m. ut possit retrahere se de jurata conuincenda . per plegium Rogeri de Sancto Martino. (*Marg. Linc' 1 m.*)

1468. Adam Brun v. quem Christiana que fuit uxor Hugonis de Gunwarbi [Gonerby] petiit unam selionem terre ut dotem suam que eam contingit ex dono predicti Hugonis quondam uiri sui in Gunwarbi uenit et reddit ei selionem illam. (*Marg. Linc'*.)

1469. Eadem Christiana petiit v. Hugonem f. Ricardi 4 seliones terre in eadem uilla ut dotem suam . Et ipse uenit et dicit quod non tenet illam terram . et ipsa hoc cognouit et ideo ipsa in m'ia . et Hugo abiat [*sic*] sine die. (*Marg. Linc'*.)

1470. Eadem petiit v. Rogerum Crassum 1 acram terre (in eadem uilla<sup>1</sup>) et ipse uenit et reddidit ei. (*Marg. Linc'*.)

1471. Eadem Christiana optulit se v. Robertum de Cauz de (placito dotis<sup>1</sup>) 3 acrarum terre et dimidie c. p. in Gunwardebi [Gonerby] quas

clamat in dotem suam ex dono Hugonis de Gunwardebi quondam uiri sui in eadem uilla . et v. Hawisiam (et Wimerum filium eius<sup>1</sup>) de Gunwardebi de placito minus mesagii et 2 aerarum terre c. p. in eadem uilla . et v. Radulfum f. Adam de placito 3 aerarum terre in eadem uilla . et v. Walterum pastorem de dimidia aera . in eadem uilla . Et ipsi non uenerunt uel essoniauerunt . et summonitio facta etc. Judicium . Terra capiatur etc. et dies captionis etc. et ipsi summoneantur ad esse apud Bedeford die tercio post festum sancte Crucis [17 September] ad ostendum etc. apud Lincolniam sc. die jous proxima post assumptionem beate Marie [17 August] . et ad respondendum de capitale placito . et Christiana ponit loco suo Robertum filium suum.

The tenants are to be at Bedford to show why they have not appeared at Lincoln on the day for which they were summoned.

*mem. 7d.*

1472. Willelmus Russell' et Galfridus de Ounesbi [Aunsby] juratores assise inter Simonem de Kim' [Kyme] . et Johannem f. Jukell' in m'ia . eo quod non seruauerunt diem suum apud Lundinium . (*Marg. Linc'. m'ia.*)

1473. Alexander de Pointon' [Pointon] ponit (loco suo v.<sup>1</sup>) uxorem [*sic*] que fuit uxor Willelmi Britonis : Gerardum de Sancto Medardo de placito dotis.

1474. De soka de Castr' [Caistor] de tallagio 15 m.  
De villa de Torkeseia [Torksey] 40 s.  
De villa de Keleseia [Kelsey] 30 s.  
De soka de Waltham [Waltham] 20 m.  
De hominibus abbatis de Grimesbi [Grimsby] (in Grimesbi<sup>1</sup>) 4 m.  
De villa de Grimesbi 40 m.

*mem. 8*

1475. Philippus f. Rogeri de Kim' [Kyme] captus fuit pro morte Simonis de Marton' . et ductus fuit coram Justiciis Et Thomas f. Umfridi superuenit et dixit quod reuera idem Philippus percussit quodam baculo Simonem de Marton' nepotem suum in capite . ita quod terre cecidit. et Philippus f. Simonis de Kim' (postea ueniens<sup>1</sup>) cum quodam cultello occidit eum . et quod ipse interfuit et uidit hoc et hoc offert probare v. predictum Philippum f. Simonis de Kim' prout curia considerauerit Requisitus autem quando hoc factum fuit dicit quod in vigile Pascha floridi [25 March] . Requisitus etiam quid ipse fecit cum hoc uidit dicit quod abiit . quia uires seruientium Simonis de Kim' uiribus suis preualebant . et dicit quod nec leuauit hu . ne cry . Requisitus utrum fuit [*sic*] ad coronatores et hoc eis ostendit dicit quod non . Et hoc per timorem quam habuit de progenie predicti Philippi Simonis [*sic*] de Kim' . et eius consanguineis.

See note to case 1451.

1476. Thomas de Hainton [Hainton] seruiens Regis cepit Radulfum de Askebi apud nundinas de Barden' [Bardney] (quia<sup>d</sup>) eo quod

malecreditus fuit de burgeria domus Rannulfi de Steinton' [Stainton by Langworth] et de ligacione ipsius Rannulfi et uxoris sue . et quando eum ceperat consuluit ei ut indictaret socios suos . et pepigit ei uitam et membra . et Helto de Snelleslund' [Snelland] fuit plegius v. ipsum Radulfum de uita et membris . et per indictmentum ipsius Radulfi cepit ipse Thomas 3 alios . Cum uellet ducere illos ad nauem producidos apud Lincolniam ante portam abacie [sic] prouenerunt monachi de Barden' et abstulerunt ei ipsos 4 latrones et posuerunt eos in elemosinario suo . et inde producit sectam . sc. Heltonem de Snelleslund' . et Robertum de Alford' [Alford] et Radulfum de Barcwrđ' [Barkwith] et Ricardum Malbersun . Qui hoc idem testati sunt Remanente autem Radulfo in elemosinario euasit inde . et garciones Thome de Hainton seruientis insidiabantur ei et ceperunt eum . et ductus fuit coram Justiciis . coram quibus testatum fuit per (milites<sup>1</sup>) hundredi quod quando captus fuit congnouit se latronem coram ipsis et seruiente . et iudicium suspendatur . Abbas summoneatur (responsurus<sup>c</sup>) ad esse apud Londinium a die sancti Michaelis in 15 dies [13 October].

Thomas of Hainton, the serjeant, took Ralf at Bardney fair because he was suspected of burglary and binding, and when he took him he counselled him that he should indict his fellow robbers, and promised him his life and members. Helto of Snelland was pledge toward Ralf touching his life and members. By Ralf's indictment Thomas took three others. When Thomas wished to lead them to a ship before the gates of the abbey to take them to Lincoln the monks of Bardney came forth and took from him those four robbers and put them in their almonry. Thomas produces four men as witnesses. The robber Ralf, being in the almonry, escaped therefrom, and Thomas' men waylaid and took him, and he was brought before the justices. His confession of robbery was attested and he was condemned to death by hanging. The abbot was summoned to London to answer touching the interference of his monks. The action of the monks was probably an attempt to maintain their immunities of sake and soke, tol and team, and infangentheof, granted them by Henry I (*Mon. Ang.*, i, 629). The king and the royal judges scrutinized narrowly the claims of private persons to exercise royal rights of justice.

1477. Walterus Chanteben malecreditus de burgeria et aliis latrocinis a 12 juratoribus et 4 uillatis . Iudicium Purget se aqua. (*Marg. Linc'*.)

1478. Robertus de Fontibus malecreditus de eodem . et ab eisdem . Iudicium Purget se aqua. (*Marg. Linc'*.)

1479. Thomas f. Andree fugit pro morte Osberti carpentarii et fuit manens apud Wilghet' [Willoughton] et (malecreditus a 12<sup>1</sup>) Interrogetur in comitatu. (*Marg. Linc'*.)

1480. Radulfus de Kelesheia [Kelsey] fugit pro morte cuiusdam Osberti et fuit manens apud Kelesheiam et malecreditus a 12 Interrogetur in comitatu.

1481. Hamon nepos persone de Bliburg' [Blyborough] malecreditus de morte cuiusdam Osberti et fuit manens cum Roberto persona de Bliburg' apud Bliburg' . et Nicholaus de Wadingham [Wadingham] seruienti dixit quod uidit eum apud Lincolniam (postquam Justicie uenerunt Lincolniam<sup>1</sup>) nec atachiauit illum . et ideo in m'ia . Plegii

Hamonis Robertus clericus de Bliburg' . Gilbertus de Cauz Galfridus de Claham' [Cleatham]. (*Marg.* m'ia.)

1482. Willelmus de Neuhus [Newhouse] fugit pro morte cuiusdam Osberti et fuit manens apud Wilghet' [Willoughton] super terram Templariorum . et seruans illorum.

1483. Alexander carretarius in cuius domo Osbertus carpentarius occisus fuit . (et uxor eius<sup>1</sup>) et Ricardus filius eius . et Christiana et Agnes et Edusa filie eius non malecreduntur de morte ipsius Osberti et ideo sint quieti. (*Marg.* Linc'.)

1484. Alanus Tregold' retatus fuit de retonsura . et dat domino Regi dim. m. ut sit sub custodia Thome f. Martini . Jocci Malregard Plegius de dim. m. Willelmus de Curcun. (*Marg.* dim. m.)

1485. Willelmus de Burewell' [Burwell] et Walterus filius eius malecrediti (á 12 de wapentaco<sup>1</sup>) de burgeria . et de ligatura et aliis latrociniiis et malefactis . Judicium Purget se aqua. (*Marg.* Linc'.)

1486. Walterus aurifaber de Tadewell' [Tathwell] malecreditur de retonsura á 12 de wapentaco . Judicium Purget se aqua. (*Marg.* Linc'.)

1487. Henricus Nudus malecreditus de morte Alicie uxoris Ade Holwar' . Purget se aqua.

1488. Gilbertus Bubo de Winflet [Wainfleet] malecreditur (á 12 de Bulingbroc<sup>1</sup>) de quadam cappa furata de qua inuentus fuit saisitus et de pluribus latrociniiis . Judicium Purget se aqua. (*Marg.* Linc'. Purget.)

1489. Johannes de Gosberdechirch' [Gosberton] malecreditur de burgeria et latrociniiis . et est infra etatem . et ideo abciditur auricula eius . et comitatus ipsi interdicitur. (*Marg.* Comitatus interdicitur.)

1490. Dobbe f. Emme malecreditur de burgeria (domus<sup>1</sup>) Hugonis capellani de Schirbec [Skirbeck] . Judicium Purget se aqua. (*Marg.* Purget.)

1491. Wido de Wiberton' [Wyberton] malecreditur de ligatura Radulfi King' (et de burgeria domus sue<sup>1</sup>) per 12 de wapentaco . Judicium Purget se aqua. (*Marg.* Purget.)

1492. Radulfus Nafterell' malecreditur de morte Hugonis f. Rogeri . Judicium Purget se aqua. (*Marg.* Purget.)

1493. Walterus Wadiwa malecreditur de burgeria et aliis maleficiis . Judicium Purget se aqua. (*Marg.* Purget.)



1494. Frethesant malecredita de burgeria domus Wimerc de Hagwrddingham [Hagworthingham] Judicium Purget se iudicio ferri. (*Marg.* Purget se ferro.)

1495. Robertus et Rogerus capti apud Geinesburg' [Gainsborough] cum (4<sup>1</sup>) carcois [*sic*] multonum . malecreduntur de eodem . per 12 de wapentaco . Judicium Purgent se aqua.

1496. Robertus et Rogerus de Geinesburg' malecrediti de 4 corporibus multonum (furatis<sup>1</sup>) et de 16 capitibus bidentum inuentis absconditis in curia eorum et de ecclesia de Stowe [Stow St. Mary] fracta . Judicium Purgent se aqua.

*mem. 9*

1497. Reginaldus f. Willelmi de Sumerethebi [Somersby] appellauit Ricardum f. Rogeri quod ipse in pace domini Regis et nequiter wlnerauit eum . . . post uenit uterque et posuit se in m'ia . M'ia Reginaldi . dim. m. per plegium Henrici de Sumeredebi . M'ia Ricardi dim. m. per plegium Willelmi de Salemundebi [Salmonby]. (*Marg.* Linc'.)

1498. Loquela inter Gerardum de Rodes (querentem<sup>1</sup>) et homines de Sancto Botulfo [Boston] de la Wildemore [Wildmore] in Cuningebi [Coningsby] in respectum sine die eo quod H . . de la Mare et Rogerus de Tony . et Robertus de Tatesl' [Tattershall] cuius homines illi sunt . sunt in seruicio domini Regis ultra mare. (*Marg.* Linc'.)

1499. Galfridus Attegrene malecreditur de morte Hugonis le Sureis et aliis maleficiis Purget se aqua. (*Marg.* Linc'.)

1500. Christiana que fuit uxor Hugonis de Gunwarebi [Gonerby] optulit se quarto die v. Robertum de placito tercie partis unius culture terre que dicitur (Flattechiue<sup>c</sup>) Wikingehou . et de tercia parte unius culture que dicitur Flattechiue et tercia parte unius acre terre in . . . li parte uille . de Gunwarebi [Gonerby] . quam ipsa clamat in dotem ex dono ipsius Hugonis quondam uiri sui . et ipse non uenit uel se essoniauit . et summontoit etc. Judicium Terra capiatur in manum domini Regis et dies capcionis etc. et tercia die post festum sancte Crucis apud Bedeford' [17 September]. (*Marg.* Linc'.)

1501. Hugo Pica v. Matildam Vertuz de placito dotis per Serlonem f. Lamberti tercio die post festum sancte Crucis [17 September] apud Bedeford'. Affidauit . Matilda ponit Robertum filium suum loco suo. (*Marg.* Linc'.)

1502. Haraldus f. Humfridi appellat Philippum f. Rogeri de Kime quod ipse in vigilia Pasce floridi [25 March] apud Bulingetonam [Bullington] ad domum Simonis (de Kim<sup>n</sup>) [Kyme] Simonem de Marton' nepotem suum in pace domini Regis et nequiter cum quodam palo percussit in capite ita quod inde mortuus fuisset licet . . mali non haberet . et

ipse interfuit et hoc uidit et hoc offert probare etc. Et Philippus dicit quod ipse eum non occidit nec per eum mortuus fuit . nec interfuit morti illi nec alicui alii morti hominis . Haraldus etiam dicit quod idem Philippus fugit et in fuga captus fuit et rogat ut hoc ei allocetur et Philippus defendit fugam . Dies datus est eis apud Westmonasterium in octabas sancti Michaelis [6 October] ad audiendum iudicium suum . et preceptum est vicecomiti quod tunc habeat ibi Philippum f. Simonis de Kim' quem Thomas f. Umfridi appellauit quod ipse occidit eundem (Simonem<sup>l</sup>) quodam cultello.

See note to case 1451.

1503. Agnes que fuit uxor Alani falconarii petit v. Eustacium terciam partem 2 acrarum et dimidie in Wrangle [Wrangle] . ut dotem suam de lib. ten. quod fuit Alani quondam uiri sui . Eadem petit v. Alanum f. Herlewin' terciam partem unius acre (terre<sup>l</sup>) in Wrangle ut dotem suam . Ipsi ueniunt et petunt uisum . Habent . Dies datus est apud Bedeford' . tercio die post festum sancte Crucis [17 September] . Post uenit Agnes et clamat dictas duas acras et dimidiam omnino quietas dicto Eustacio et Alanus f. Herlewin' clamauit illam acram quam tenuit quietam . pro duobus solidis quos ei dedit. (*Marg. Linc'*)

1504. Eadem petit v. Gilebertum f. Justi terciam partem 7 acrarum terre in eadem villa . Et Gilebertus nenit et dicit quod habet illam terram [ex<sup>s</sup>] dono canonicorum Lincolnie . Et canonici ueniunt et dicunt quod ipsi habent terram illam ex dono Alani quondam uiri sui et proferunt cartam ipsius Alani hoc testificantem . Et Henricus f. Alani et heres warantizat donum patris sui et ideo consideratum est quod ipse faciat canonicis escambium . et ipsa habeat dotem suam . et post decessum ipsius Agnetis illa tercia pars illarum 7 acrarum reuertetur ad canonicos.

1505. Hunne que fuit uxor Ricardi de Baddebi appellat Augustinum de Blankeneie [Blankney] quod ipse in pace domini Regis et nequiter occidit Ricardum uirum suum inter brachia sua et hoc offert probare prout curia considerauerit . Augustinus defendit totum ut ciuis . et petit ut possit se defendere secundum consuetudinem ciuitatis Lincolnie . Et post ueruerunt et ponunt se in m'ia . M'ia Augustini 2 m. (*Marg. Ciuitas Linc'*)

1506. Rogerus cocus qui appellatus fuit de ui optulit se v. eam et ipsa dicit quod nunquam appellauit eum. (*Marg. Ciuitas Linc'*)

1507. Rogerus de Ailesham [Elsham] malecreditus . Purget se aqua.

1508. Martinus f. Ailmeri et Agnes uxor eius appellant Johannem f. Gudred quod ipse et Thomas le Paumer et Alanus f. Roberti occiderunt Walterum filium suum in quodam batello in reddito de Sancto Botulfo [Boston] . Ita quod ipse Johannes primo percussit eum palo et . . . strangulauerunt eum . et hoc offert probare etc. Ipsi defendunt totum de uerbo in uerbum et dant domino Regi 3 m. pro habenda inquisitione

utrum appellant eos per attiam an sit culpabiles . et dicunt quod reuera ipse fuit cum eis in batello et cecidit foras et submersus est . Jurata ciuitatis Lincolnie dicit quod non sunt culpabiles de morte illa set per (infortunium<sup>1</sup>) cadit extra batellum . et submersus est . Plegii Johannis et Thome et Alani de predictis tribus marcis . Plegii Johannis de 1 m. Reinerus de Cimiterio . Petrus de Be(ke<sup>1</sup>)ringe [Beckering] in Lincolnia . Plegius Thome et Alani de duabus marcis Reinbaldus Diues . Consideratum est quod nullum est appellum . eo quod non uiderint ubi hoc factum fuit et similiter eo quod omnes testati sunt quod non sunt culpabiles.

1509. Gaufridus Gikel et Jordanus et Eudo filii eius attachiati pro quodam homine inuento (strangulato<sup>1</sup>) in quadam turberia in marisco de Flet [Fleet] non malecreduntur de morte illa : et ideo sint sub plegios.

*mem. 10*

AMERCIAMENTA APUD LINCOLNIAM PER SIMONEM  
DE PATESHULLA ET SOCIOS EIUS

1510. De Willelmo de Elkington' [Elkington] (2 m.<sup>1</sup>) . et Abraham de Elkington' pro dissaisina (5 m.<sup>6</sup>) (20 s.<sup>1</sup>) . per plegium Roberti de Mannebi [Manby] . et Willelmi fratris eius et Ricardi de Elkington' . et Roberti de Catebi [Cadeby] . et Henrici Tuidd'.
- De Willelmo diacono de Lud' [Louth] pro eodem dim. m.
- De Juliana filia sua pro eodem dim. m.
- De Ricardo Svan pro falso clamore dim. m.
- De Willelmo de Winceby [Winceby] pro dissaisina dim. m.
- De Roberto f. Brictiue pro dissaisina dim. m.
- De Juliana de Resesby [Reasby] pro falso clamore dim. m.
- De Ada f. Magni de Fen [Fen] pro eodem dim. m.
- De Roberto de Areszi pro licencia concordandi dim. m. per plegium Thome de Muleton' [Moulton].
- De Simone de Hagh' [Haugh] pro dissaisina dim. m. per plegium Ricardi prepositi de Hagh' et Radulfi Garet.
1511. De Thoma f. Thome pro habendis aliis juratoribus 100 s. per plegium Roberti de Lekeburn [Legbourne] . et Gilberti f. Harald et Harald f. Umfridi.
- De Nicholao de Estuteuilla pro dissaisina Ad scaccarium.
- De Rogero Rotell' pro dissaisina dim m. per plegium Ade Magni homo Templariorum.
- De Willelmo f. Alani de Kirkebi pro falso clamore 1 m. per plegium Roberti de Alford' [Alford].
- De Willelmo de Aimeurt [*sic*] persona de Blanken' [Blankney] pro dissaisina 40 s.
- De Rannulfo de Blanken' pro eodem 1 m. per plegium Hugonis f. Alani.
- De Henrico seruiente Walteri de Ely pro eodem dim. m. per plegium Rannulfi de Blanken'.
- De Iuone Mul pro eodem dim. m.
- De Turstano fratre Reginaldo Puinhard' . pro dissaisina . dim m.

- De Petro de Biligheia [Billinghay] pro falso clamore dim. m.
1512. De Agnete de Bresseburg [Braceborough] pro dissaisina dim. m.
- De Warnero de Gretford' [Greatford] pro falso clamore dim. m. per plegium Turstan' de Baston' [Baston].
- De Herberto de Graham [Grantham] pro disseisina . dim. m. per plegium Rannulfi de Tuuctorp [Towthorpe].
- De Willelmo Wisman pro eodem dim. m. (per plegium<sup>e</sup>) Vicecomes respondeat de plegiis.
- De Roberto Gredley Ad scaccarium.
- De Simone de Kim' [Kyme] Ad scaccarium.
- De Johanne f. sacerdotis pro dissaisina dim. m.
- De Willelmo de Weston' [Weston] pro licencia concordandi 1 m. per plegium Radulfi f. Achard'.
- De Willelmo Beket pro iniusta detencione dim. m.
- De Galfrido de Normannebi pro dissaisina 10 s. per plegium Ricardi de Braibof homo Templariorum.
1513. De Willelmo de Roucebi [Rauceby] pro falso clamore 1 m. per plegium Petri de Vad'.
- (De Magno de Watcroft pro licencia concordandi dim. m. quam Thomas de Multon' [Moulton] tunc vicecomes recepit<sup>e</sup>.)
- De Willelmo de Aimeurt [*sic*] pro falso clamore 1 m.
- (De Willelmo de Sainteler<sup>e</sup>.)
- De Godefrido Barat pro falso clamore dim. m. per plegium Walteri de Couintre.
- De Aluredo de Drexthorp' [Dexthorpe] pro falso clamore dim. m. per plegium Roberti de Mannebi [Manby].
- De Wydone f. Johannis de Buterwic [Butterwick] pro eodem 1 m. per plegium Clementis Ruffi . et Walteri f. Iuonis.
- De Herberto de Crosholm [Crossholme] pro dissaisina 20 s.
- Crosholm has been corrected from Crosham.*
- De Willelmo f. Rogeri pro eodem dim. m.
- De Willelmo f. Godric' pro eodem 1 m. per plegium Herberti de Neuilla . et Rogeri f. Walteri.
- De Roberto Wacelin pro eodem 1 m. per plegium Petri f. Radulfi.
- De Roberto de Mautom' [*sic*] pro eodem 1 m.
1514. De Radulfo Teyssun pro eodem dim. m.
- De Radulfo fabro pro eodem dim. m.
- De Waclin de Colebi [Coleby] pro eodem 1 m.
- De Galfrido Hardi pro eodem 1 m.
- De Roberto persona de Bliburg' [Blyborough] pro eodem 1 m. per plegium Nicholai de Wadingham [Wadingham] et Joel' de Dunham [Dunham].
- De Gilberto de Cauz pro falso clamore dim. m.
- De Thoma f. Gilberti pro dissaisina 20 s.
- De Johanne de Cauz pro falso clamore 1 m.
- De Alina Ribald' pro licencia concordandi dim. m.
- De H. (Hugone<sup>l</sup>) de Cauz pro dissaisina dim. m. per plegium Johannis de Cauz et Simonis de Messingham [Messingham].
- De Rogero de Sancto Martino quia retraxit se 20 s. per plegium Willelmi de Baioc' . et Simonis de Messingham . et Johannis de Cauz.

1515. De Roberto persona de Bliburg' quia retraxit se 1 m. per plegium Rogeri de Sancto Martino.  
 De eodem pro conuincendis juratoribus 2 m. per plegium Gilberti de Beningwrd' [Benniworth].  
 De Willemo de Kelesheya [Kelsey] pro dissaisina dim. m. per plegium Willelmi de Castr' [Caistor].  
 De Willelmo f. Gamell' pro transgressionem [sic] 20 s.  
 De Roberto f. Cole pro falso clamore dim. m.  
 De Huberto fratre eius pro eodem dim. m.  
 De Gilberto le Scrop pro dissaisina 1 m.  
 De Waltero de Keleb' [Keelby] pro plegio dim. m. per plegium Walteri de Sancto Lucio.  
 De Jordano le Rat pro eodem dim. m.  
 De Hugone de Pessy pro dissaisina 1 m. per plegium Roberti de Fenn' [Fen].
1516. De Willelmo f. Susanne pro plegio dim. m.  
 De Hugone f. Kene pro eodem dim. m. (per plegium Roberti de Fenn').  
 (De Roberto Judas.)  
 De Willelmo f. Galfridi pro licencia concordandi dim. m. per plegium Roberti Trauers et Galfridi de Normannebi.  
 De Gocelino Pinchast pro dissaisina dim. m. (*Marg. Norf.*)  
 De Willelmo f. Willelmi de Middel Rasen [Middle Rasen] pro dissaisina 1 m. per plegium Radulfi f. Osberti . et Reginaldi filius eius et Gilberti Witeng et Walteri Orewit.  
 De Hugone f. Radulfi pro eodem dim. m.  
 De Gilberto fratre eius pro eodem dim. m.  
 De Willelmo de Sancto Laudo pro falso clamore dim. m. per plegium Galfridi de Ounesbi [Aunsby] . et Roberti Patric.  
 De Willelmo f. Roberti pro dissaisina dim. m. per plegium Gilberti f. Haraldi.
1517. (De Willelmo f. Svortebrend.)  
 De Ricardo de Stokes de Hautebarg' [Alkborough] pro plegio dim. m.  
 De Umfrido de Hautebarg' pro eodem dim. m.  
 De Willelmo de Wergrave pro dissaisina dim. m. per plegium Walteri de Belesbi [Beelsby].  
 De Priore (Prioris) de Spalling [Spalding] pro habendo respecto de libertatibus suis 40 s.  
 De Roberto f. Petri quia retraxit se dim. m.  
 De Alano de Kirket' [Kirton] pro plegio dim. m.  
 De Alano f. Euerardi pro eodem dim. m.  
 De Reginaldo f. Radulfi quia retraxit se dim. m.  
 De Ada de Angatebi [Osgodby] pro plegio dim. m.
1518. De Radulfo f. Brand' pro dissaisina dim. m.  
 De Ricardo f. Gilberti pro falso clamore dim. m. per plegium Reginaldi f. Gilberti . et Ricardi f. Roberti.  
 De Willelmo de Mannebi [Manby] fratre Roberti de Mannebi quia non prosecutus fuit dim. m.  
 [De Willelmo f. Ricardi pro dissaisina (100 s.) 5 m. per plegium Willelmi de Tilebroc.

- [De Waltero<sup>s</sup>] f. Umfridi pro eodem dim. m.  
 De Matheo f. Roberti pro eodem dim. m.  
 De Abraam' de Wlmerstig [Wolmersty] pro falso clamore 20 s.  
 De Johanne f. Alberti pro eodem 40 s.  
 De Alano f. Herlewin pro eodem 2 m.  
 De Gunwar filia Herlewin pro eodem 40 s.
1519. De Benedicto f. Abraam pro eodem dim. m.  
 De Simone Bret juuene pro (eodem<sup>e</sup>) dissaisina dim. m. per plegium  
 Abraam de Wlmersti' et Rogeri de Stretton'.  
 De Abraam de Ponte pro (eodem<sup>e</sup>) falso clamore 1 m.  
 De Ricardo f. Bine pro eodem 1 m.  
 De Torgot de Wlmarstig' pro eodem 2 m.  
 De Henrico de Gardino pro eodem dim. m.  
 De Willelmo mercatore pro eodem 3 m.  
 De Roberto Cane pro dissaisina dim. m.  
 De Alexandro de Pointon' [Pointon] pro eodem (20 s. non ponatur  
 in summonicione<sup>e</sup>) 5 m. (*Marg.* Loquend' cum domino' G.).  
 (De Willelmo de sancto Licio pro dissaisina 20 s.<sup>e</sup>) (*Marg.* Clericis.)
1520. De Radulfo de Brincke [Brinkhill] pro defalta dim. m.  
 De Marioria de Waldneuton [Wold Newton] pro dissaisina dim. m.  
 per (plegium<sup>l</sup>) Thome f. Umfridi.  
 De Hugone f. (Ricardi<sup>o</sup>) (Gilberti<sup>l</sup>) pro falso clamore dim. m. per  
 plegium Thome f. Alani et Alani f. Martini.  
 De Simone Bret seniore pro dissaisina dim. m. per plegium Gilberti  
 de Beningwrd' [Benniworth] et Reginaldi Furre.  
 De Engell' sutore de Lincolnia pro dissaisina dim. m. per plegium  
 Hugonis Be.  
 De Godefrido f. Rauen pro dissaisina dim. m. per plegium Ricardi  
 f. Rauen.  
 De Willelmo f. Alicie pro dissaisina dim. m. per plegium Thome f.  
 Burghard et Glai clerici.  
 De Hamone de Hadcliue [Hatcliffe] pro falso clamore 1 m. per  
 plegium Willelmi de Hadcliue et Alani Grim.  
 De Rogero f. Rogeri de Muleton' [Moulton] pro dissaisina dim. m.  
 per plegium Galfridi de Oiri de Quappelad' [Whaplode].  
 De Hugone fratre Lamberti pro eodem dim. m. per plegium Thome f.  
 Martini.
1521. De Reginaldo et Godesman de Spalling [Spalding] ut sint  
 in custodia dim. m. per plegium Willelmi de Netelham  
 [Nettleham].  
 (De Willelmo de Stikeswald' [Stixwould] quia retraxit se dim. m.<sup>e</sup>.)  
 (*Marg.* per preceptum.)  
 De Galfrido f. Alexandri pro dissaisina 1 m. per plegium Johannis  
 f. Mauricii et Johannis f. Laurencii.  
 De Waltero persona de Nauenesbi [Navenby] pro eodem dim. m.  
 per plegium eorundem.  
 De Henrico f. Willelmi pro dissaisina 1 m. per plegium Osmundi  
 de Trikingham [Threckingham] . et . . . . .  
 De Waltero de Birtorp' [Birthorpe] pro habenda assisa apud  
 Bedeford dim. m.

- De Roberto de Berghebi [Barrowby] pro falso clamore 1 m. per plegium Willelmi f. Ade et Roberti f. [Sibille\*].  
 De Osberto f. Ricardi quia retraxit se dim. m. per plegium Radulfi f. Willelmi.  
 De Radulfo f. Willelmi de Stighendebi [Stainby] pro plegio dim. m.  
 De Willelmo f. Thome pro eodem dim. m.  
 1522. De Simone Bret juuene pro falso clamore dim. m. per plegium Thome de Muleton' [Moulton] tunc vicecomitis.  
 De Willelmo f. Roberti pro dissaisina in Salfletebi [Saltfleetby] dim. m. per plegium Haraldi f. Umfridi et Johannis f. [Gykell\*].

*mem. 10d.*

- De Johanne de Kindham pro dissaisina dim. m. per plegium Willelmi de Farceus.  
 De Willelmo Burell' pro eodem dim. m.  
 De Roberto de Stratton' quia retraxit se 1 m. per plegium Rannulfi de Dalbi [Dalby] . et Roberti de Alford' [Alford] . [*whom the clerk indicated by lines to be the pledges for the four following amercements also*].  
 De Hugone de Randebi [Ranby] pro eodem dim. m.  
 De Hugone Ruffo pro eodem dim. m.  
 De Gilberto de Randebi pro eodem dim. m.  
 De Radulfo de Randebi pro eodem dim. m.  
 De Willelmo Russell' pro defalta dim. m.  
 1523. De Galfrido de Ounesbi [Aunsby] pro eodem 1 m.  
 De Reginaldo f. Willelmi de Sumerdeby de m'ia pro pace Regis infracta dim. m. per plegium Henrici de Sumerdebi.  
 De Ricardo f. Rogeri pro eodem dim. m. per plegium Willelmi de Salmundebi [Salmonby].  
 De Galfrido de Claham quia non habuit quem plegiauit dim. m.  
 De Alano Graigold' ut sit sub custodia . dim. m. per plegium Willelmi de Curcun de Keteringham.

AMERCIAMENTA DE PLACITIS LOND'

- De Johanne de Aluingham [Alvingham] . quia non est prosecutus dim. m.  
 De Gilberto de Beningwrđ' [Benniworth] quia non est prosecutus 1 m.  
 De Ricardo de Maringes' pro defalta dim. m.  
 De Hugone de Kelesh' pro eodem 1 m.  
 De Philippo de Clactorp' [Claythorpe] pro eodem dim. m.  
 1524. De Radulfo de Billebi [Bilsby] pro eodem dim. m.  
 De Rogero de Neubol [Newball] quia non habuit quem plegiauit . dim. m.  
 De Galfrido atte Grene ut sit sub plegiis . 20 s. per plegium liberi plegii de Hagh' [Haugh].  
 De Simone de Suaby [Swaby] pro defalta 1 m.  
 De Ricardo de Riston' pro eodem dim. m.  
 De Willelmo de Sulený pro eodem 1 m.  
 De Willelmo f. Alani de Alford' [Alford] pro eodem dim. m.

- De Iuone f. Hawisie quia non habuit quem plegiauit dim. m.  
 De Umfrido Ruffo pro eodem dim. m.  
 De Galfrido de Houton quia non est prosecutus dim. m.  
 1525. De Alexandro f. Willelmi pro falso apello dim. m.  
 De Johanne de Ros pro transgressione dim. m. per plegium Willelmi  
 f. Radulfi de Weston' [Weston].  
 De Ricardo f. Willelmi de Kalesbi [Calceby] . quia non est prosecutus  
 dim. m.  
 De Radulfo Garet pro eodem dim. m.  
 De Roberto nepote Eborardi de Askebi . quia non exspectauit  
 iudicium suum . dim. m.  
 De Roberto de Casterton' [Casterton, co. Rutland] (f. Bernardi<sup>1</sup>) .  
 quia retraxit se 1 m.  
 De Radulfo f. Alani pro plegio dim. m.  
 De Willelmo de Lindes' [Lindsey] de (Hog<sup>e</sup>) (Hacton'<sup>1</sup>) . quia non  
 habuit quem plegiauit dim. m.  
 De Nicholao Tenggy pro eodem dim. m.  
 De Hugone Russell' pro eodem dim. m.  
 1526. De Gilberto de Stainwat' [Stainfield] pro eodem dim. m.  
 De Willelmo de Stainwad [Stainfield] pro eodem dim. m.  
 De Johanne Coleman pro defalta 1 m.  
 De Ricardo Giffard' pro eodem 1 m. [*corrected from* dim. m.].  
 De Roberto de Stainwad pro eodem 1 m.

VINITORES DE STAMFORD' [STAMFORD] AMERCIATI PRO VINO  
 UENDITO CONTRA ASSISAM DOMINI REGIS

1527. De Clemente vititore pro uino uendito contra assisam Regis  
 40 s. uel gaol'.  
 De Hugone vititore pro eodem 40 s. uel gaol'. (*Marg.* Alii vititores  
 (de villa<sup>e</sup>) sunt extranei).

VINITORES DE HORNECASTRA

1528. De Hugone de Scriuelebi [Scrivelsby] pro vino uendito contra  
 assisam Regis 40 s. uel gaol'.  
 De Galfrido f. Eustacii de Far . . . . 40 s. uel gaol'.  
 De Alano fratre Ade persone de L . . . . 40 s. uel gaola.

VINITORES DE GRIMESBY [GRIMSBY]

- 1529 De Gilberto f. Willelmi Pening . pro uino uendito contra assisam  
 40 s.  
 De Baldwino preposito de Grimesbi 40 s.  
 De Petro f. Berenger' pro eodem 100 s.

*There is a stain on the roll which hides the place where the alternative  
 of gaol was entered in the case of the Grimsby vintners.*

VINITORES DE LUDA [LOUTH]

1530. De Johanne f. Docty pro uino uendito contra assisam 40 s. uel  
 gaol'.



De Radulfo (Craspeis<sup>e</sup>) (Chiaspeis<sup>l</sup>) pro eodem . 40 s. uel gaola.  
 De Jordano f. Simonis pro eodem 40 s. uel gaola.  
 De Willelmo f. Seldwar pro eodem 40 s. uel gaola.  
 De Roberto f. Walteri pro eodem 40 s. uel gaola.  
 De Rogero de Lund' pro concelamento 2 m.  
 De Waltero Julien' pro eodem 40 s.  
 De Baldwino prepositi pro eodem 1 m.  
 De Godardo f. Amundi pro eodem 2 m.  
 De Hugone Tannatore pro eodem 1 m.  
 De Durante Ruffo pro eodem 2 m.

## VINITORES DE SPALLING [SPALDING]

1531. (De Hugone de Ripa pro uino uendito contra assisam 40 s.<sup>e</sup>)

## VINITORES DE GRAHAM [GRANTHAM]

1532. De Roberto Prat pro uino uendito contra assisam . 40 s. uel gaola.

De Hugone Talliatore pro eodem 40 s.

1533. De Thoma de Muleton' tunc vicecomite de catallis Roberti aurifabri (et Rog<sup>e</sup>) (Dicun pistoris<sup>l</sup>) 6 s. et 4 d.

De Roberto de Kanuilla de catallis eiusdem aurifabri dim. m.

De Johanne f. Gunred pro habenda inquisicione 1 m. per plegium Reineri de Cimiterio . et Petri de Bekering' [Beckering].

De Thoma le Paumer pro eodem 1 m. per plegium Reinbald' Diuitis.

De Alano f. (Reinbaldi<sup>e</sup>) (Roberti<sup>l</sup>) pro eodem 1 m. per plegium eiusdem Reinbald'.

De Augustino de Blankeneia [Blankney] de m'ia sua de appello : (per<sup>d</sup>) 2 m. per plegium Petri . . . . et Walteri le Roser.

De abbate de Bard' [Bardney] pro transgressione rescussionis 5 m. per plegium Radulfi f. Walteri de . . . . et Joseph de Bard' et Eudonis de Hagworthiham [Hagworthingham].

1534. De Johanne f. Roberti pro uino uendito contra assisam 40 s. uel gaol'.

. . . . . pro eodem 40 s. uel gaol'.

De Alexandro Costard' pro eodem 40 s. uel gaol'.

De Rogero f. Alexandri pro eodem 40 s. uel gaol'.

De R . . . f. Johannis pro eodem 40 s. uel gaol'.

De . . . . . de Stampes pro eodem 40 s. uel gaol'.

. . . . . de Punteis pro eodem 40 s. uel gaol'.

. . . . . de Arundel pro eodem 40 s. uel gaol'.

. . . . . pro eodem 40 s. uel gaol'.

. . . . . dim m. per plegium Walteri de Hacunebi . . . .

*For some of the missing names in the last six entries see case no. 1015.*

## ASSIZE ROLL

No. 817

*The roll records proceedings heard at Northampton before Geoffrey fitz Peter, Simon de Patishall and their fellow justices in the summer of 1203, in the fifth year of John's reign See Introduction, p. xx.*

*mem. 2*

1535. Due bouate terre et dimidia et 1 toftum c. p. in Asegarebi [Asgarby by Sleaford] quas Willelmus f. Simonis clamat v. Ricardum f. Aluredi : capte fuerunt in manum domini Regis et ipse (Ricardus<sup>1</sup>) summonitus fuit ad esse apud Norhamtonam auditurus iudicium suum quia post uisum terre petitum et post warrantum uocatum . essoniauit se Ricardus de malo ueniendi et post de malo lecti et milites missi ad uidendum eum testati sunt quod posuerunt ei diem a die sancti Martini in 15 dies [25 November, 1202] . et tunc non uenit nec responsalem pro eo misit et ideo consideratum est quod Willelmus habeat inde seisinam per defaltam ipsius Ricardi.

The knights were probably sent after Richard and his warrantor had failed to appear at Dunstaple on the day appointed them at Bedford (case 1194). Their summons for 25 November must have been for Westminster (see case 1282).

*mem. 1d.*

1536. Dies datus est abbati de Croxton' [Croxton Keyrial, co. Leicester] et Angneti de Diua de placito escambii faciendi in crastino Natiuitatis beate Marie [9 September, 1203] pro defectu breuis et preceptum est quod vicecomes exequatur formam breuis.

*mem. 8*

1537. Dies datus est abbati de Croxton' et Angneti de Diue apud Lichesfeld [Lichfield, co. Stafford] á die mercurii proxima post Natiuitatem beate Marie in 15 dies [24 September, 1203] . et predictus abbas posuit loco suo Warinum monacum suum.

# ASSIZE ROLL

No. 799

*This roll has been printed by the Salt Society, volume iii, and is the record of cases heard at Lichfield before Simon of Pattishall and his fellow justices in the autumn of 1203, in the fifth year of John's reign.*

*mem. 1*

1538. Agnes de Diua [essoniat se<sup>s</sup>] v. abbatem de Croxton' de placito intrusionis per Ernaldum de Billesdon' [Billesdon, co. Leicester] die ueneris proxima ante festum sancti Michaelis in 15 dies [10 October, 1203] apud Hereford Affidauit.

*mem. 6d.*

1539. Agnes de Diua attachiata ad esse coram Justiciis ostensura quare sine waranto ingressa est in 3 bouatas terre c. p. in Sudcrokeston' [South Croxton, co. Leicester] occasione escambii quod habere deberet ab ipso abbate de 2 bouatis terre : uenit et dicit quod ipsa habet terram illam in escambium predictarum (duarum<sup>1</sup>) bouatarum terre quas ipsa amisit per defectum ipsius abbatis per vicecomitem Leicestrie et inde uocat vicecomes ad warantum . sc. Philippum de Kinton' ad quem ipsa tulit ut dicit breue vicecomitis Lincolnie qui inde habet preceptum Justiciarii . quod predictae due bouate terre in Sudcroxton' pro 9 solidatis redditus et ei adhuc a retro sunt 12 d. redditus Et attorney abbas dicit quod ipse tenet illas 3 bouatas terre ad feudo firmam reddendo per annum 15 s. Et post cognouit Angnes quod Philippus in propria persona non fecit ei seisinam illam set Philippus precepit Rogero Stalgres ut faceret ei seisinam suam et ipse Rogerus seruienti suo . (Post conuenit inter eos<sup>2</sup>) Post conuenit inter eos quod vicecomes faciat ei rationabilem escambium de predictis 2 bouatis terre . Et interim sint ille tres virgate terre in manu vicecomitis . et Angnes concessit quod satisfaceret abbati de domibus si quas asportauit . et de aliis catallis sc. [*unfinished*].

The last four entries deal with the business of forcing the abbot of Croxton to give to Agnes de Dive an exchange for the lands she lost to Philip de Dive through the failure of the abbot to warrant the lands to her. The sheriff of Leicester was ordered to put her in seisin of land in Leicestershire to the value of the land she had lost. (See cases 1141 and 1261.) The sheriff did not himself put her in seisin, but commanded Roger Stalgres to do so, and he let his servant do it. The sheriff ought to have valued the land and consulted the abbot. The abbot therefore brought a 'plea of intrusion' against Agnes. It was agreed that the sheriff should give Agnes a reasonable exchange, and in the meantime hold the three bovates of which Agnes had obtained possession. Agnes promises to indemnify the abbot for any houses and other chattels removed by her. The matter was not settled until 1205. The final concord recording the settlement is printed in *Final Concords*, i, 64, 65, although the lands with which it deals lie in Leicestershire. The case is still reverberating in 1206. See case 1441.

## ASSIZE ROLL

No. 558

*This is a roll of proceedings heard at Norwich before Gerard de Camville and his fellow justices, itinerant in the eastern counties in the tenth year of John's reign [1208-1209]. The cases printed below were adjourned from Lincoln to Norwich. The roll of proceedings at Lincoln has not survived.*

mem. 7

CORAM E. et R.  
DE COMITATU CANTEBRIG' CAPTA APUD NORWIC' . ET DE  
LINC' ET HUNT'

For *Coram E. et R.* see Introduction, p. xxxv.

1540. Willelmus de Welles [Well] ponit loco suo Ricardum f. Humfridi v. Sarram de Ormesby [Ormsby] de placito dotis et v. Gilebertum de Tissesbi et Willelmum de Suzlay et Albredam uxorem eius . de placito seruicii etc. (*Marg. Linc'.*)

1541. Ass. ven. rec. si dimidia bouata terre c. p. quam Hugo Pilate tenet . sit libera elemosina pertinens ad ecclesiam abbatis de Barden' [Bardney] . in Hal [Hale] an laicum feodum ipsius Hugonis . Et Hugo uenit et dicit quod debet terram illam tenere de ecclesia de Hal' per 4 s. et quod disrationauit eam v. Gilbertum de Lascy personam ecclesie de Hal' in curia domini Regis apud Westmonasterium . ut atornatus Roberti patris sui Et ipse Robertus dedit illi terram illam postquam eam disrationauit in curia domini Regis . Consideratum est quod abbas habeat saisinam . Et postea uenit Philippus et dedit predicto Hugoni dimidiam m. pro quieta clamacione.

1542. Ass. ven. rec. si (Gerawinus<sup>c</sup>) (Gregorius<sup>i</sup>) pater Agnetis uxor Willelmi de Raisn' [Rasen] . fuit saisitus in dominico suo ut de feodo de 3 bouatis terre c. p. in Herdwic' [Hardwick in Nettleton] . die quo obiit etc. Quam terram Jordanus de Esbi tenet qui vocat inde ad warant. (Eclam<sup>c</sup>) Ceciliam de Creuequor que obiit Post uocat ad warant. Alexandrum de Nowill' f. ipsius Cecilie et petit auxilium curie Habeat eum a die Pasche in 15 dies . apud Sanctum Edmundum [Bury St. Edmund's, co. Suffolk]. Idem dies datus est recognitoribus. (*Marg.* Apud sanctum Edmundum.)

1543. Ass. ven. rec. si Geramus pater Agnetis de Rasne fuit saisitus in dominico suo ut de feodo de 4 bouatis terre c. p. in Herdwic die quo obiit etc. Quam terram Matildis de Esraues [East Rasen] tenet Que vocauerat inde ad warant. Cursiam . Habeat eam a die Pasche in 15 dies [12 April, 1209] apud Sanctum Edmundum . Idem dies [datus\*]

est recognitoribus. (*Marg.* Ibidem dubium.) Et Matildis ponit loco suo Willelmum fratrem suum.

The precise form of the name *Cursiam* is uncertain.

1544. Ass. ven. rec. (si!) Radulfus pater Philippi saisitus fuit in dominico suo ut de feodo de medietate unius bouate terre c. p. et octaua parte unius bouate terre c. p. in Croxeby [Croxby] die quo obiit etc. Quam terram Iueta vidua tenet. Que uocauit ad warant. Radulfum f. Simonis et habuit diem habendi warant. apud Cantuariam [Canterbury, co. Kent] et tunc fecit defaultam et tunc fuit assignatum predictis in respectum usque ad octabas sancti Hilarii apud Norwic' [20 January, 1208-9]. Et tunc iuratores uenerunt et non potuit saluare defaultam unde consideratum est quod assisa capiatur per defaultam. Juratores dicunt quod Radulfus ita obiit inde saisitus etc. unde Philippus habeat saisinam . et Iueta in m'ia pro iniusta detencione. (*Marg.* m'ia.)

1545. Dies datus est Gilberto de Gant per Eliam atornatum suum petentem . et Conano f. Brun tenenti de assisa mortis antecessoris de 1 carucata terre c. p. in Fulebec [Fulbeck] . a die Pasche in tres septimanis [19 April, 1209] apud Sanctum Edmundum prece partium . Idem dies datus est duobus recognitoribus in banco . et 10 per essoniatores suos . et vicecomes tot et tales etc. (*Marg.* Sanctum Edmundum.)

1546. Idem dies datus est eidem Gilberto per Eliam atornatum suum petenti . et Galfrido f. Alicie tenenti . de assisa mortis antecessoris de 1 carucata terre et 2 bouatis terre c. p. in Fulebec prece partium. Idem dies datus est eidem Gilberto . per eandem Elyam atornatum suum . petenti . et Rogero Underhill' tenenti . de assisa mortis antecessoris de 2 bouatis terre c. p. in Fulebec prece partium . Idem dies datus est 2 recognitoribus qui uenerunt . et 8 recognitoribus per essoniatores suos et vicecomes tot etc. (*Marg.* Sanctum Edmundum.)

1547. Ass. ven. rec. si Robertus pater Henrici fuit saisitus in dominico suo ut de feodo de 1 bouata [terre] c. p. in Bekingham [Beckingham] etc. Quam terram Adam et Alicia de Grimeston' tenent . Qui concedunt [assisam . . . .] in respectum usque in 15 dies apud Sanctum Edmundum.

1548. Ass. ven. rec. si Eustachius pater Willelmi fuit saisitus in dominico suo ut de feodo [de<sup>s</sup>] 12 denariatis redditus . . . in Cokrington' [Cockerington] (etc.) Quam terram Robertus Haket tenet . Qui uocauit inde ad warant. Willelmum de . . . . Qui ei warantizauit . Qui dicit quod participat hereditatem Lamberti de Scotenn' cum Thoma de . . . et quod ipse in parte sua habuit redditum . et dicit quod non debet inde respondere sine ipso Thoma . unde [consideratum est<sup>s</sup>] quod Thomas summoneatur quod sit in aduentu Justiciarum alias in patria. (*Marg.* Dubium de die.)

1549. Ass. ven. rec. si Haraldus pater Gilberti fuit saisitus in dominico suo ut de feodo de 30 . . . . c. p. in Seffleteby [Saltfleetby]

die etc. Quam terram Walterus f. Osbern' tenet . Qui vocauit ad warant. Robertum de Lkeburne [Legbourne] et habuit. (*Marg. Cras.*)

1550. Ass. ven. rec. si Haraldus pater Gilberti fuit saisitus in dominico suo ut de feodo de . . . . . c. p. in Salfleteby die qua obiit etc. Quam terram Asferill' et Agnes uxor eius tenent . Qui vocauerunt ad warant. Walterum de Gernetorp [Grainthorpe] . Qui eis warantizat . Et qui vocauit ad warant. Hospitalem de Jerusalem Qui venit per Thomam de Trumpington' : atornatum suum per . . . Regem . et protulit cartam domini Regis que prohibet ne placitent de aliquo tenemento . . . . coram domino Rege . uel capitali Iusticiario . unde dies datus est coram Rege a die Pasche in 15 dies [12 April, 1209] . Idem [dies datus est<sup>6</sup>] recognitoribus. (*Marg. Coram Rege.*)

*mem. 7d.*

1551. Cecilia de Estowe dat domino Regi 1 m. pro licencia concordandi cum Roberto Assap : de 30 acris terre c. p. in Stowe per plegium ipsius Roberti.

1552. Willelmus (petens<sup>c</sup>) (petit<sup>l</sup>) v. Gilbertum de Stowe . quod warantizat ei dimidiam hidam terre c. p. in Brunne [Bourne] Quam tenet et de eo tenere clamat . et unde habet cartam Widonis patris sui et Gilbertus uenit et dicit quod ipsa [*sic*] non tenet terram illam et ideo non uult inde ei respondere etc. Et Willelmus et Matildis dicunt quod [*unfinished*].

1553. Willelmus de Well' [Well] summonitus ad recognoscendum quod seruicium ipse debet Gilberto de Riggebi [Rigsby] de tenemento quod de eo tenet in Riggebi qui uenit per Ricardum atornatum suum . et cognouit se debere ei 20 s. per annum pro omni seruicio . Et Unfridus Pei et Willelmus carpentarius . et Alanus Rus simul summoniti pro eodem recognoscunt se esse uillanos ipsius Gilberti . et Robertus medicus *attachiatur* Dies datus est eis a die Pasche in 3 septimanis [19 April, 1209] apud Sanctum Edmundum Idem dies datus est Godrico de Auford' [Alford] . et Thoma de Woketorp' [*probably for* Woodthorpe] per essoniatore suos . Et Gilbertus ponit loco suo Randulfum hominem suum v. Willelmum de Sulen' . et Albredam uxorem eius de ciographo suo capiendo et v. Johannem Lanceleue . de placito terre etc.

1554. Ass. ven. rec. si Iuo de Dene iniuste et sine iudicio dissaisiuit Willelmum de Weston' de lib. ten. suo in Stanford' infra summonitionem itineris Iusticiarum assis' . ponitur in respectum usque a die Pasche in 15 dies [12 April, 1209] apud Sanctum Edmundum . pro defectu recognitorum . quia 9 se essoniauerunt . et 4 uenerunt.

1555. Quenuua filia Gaufridi de Witeuell' pro se et Agnete et Alicia sororibus suis petit 4 acras terre c. p. in Toftes [Fishtoft] v. Reginaldum f. Eudonis . et Ceciliam uxorem eius . ut jus suum et hereditatem . unde Reginaldus de Lanfreis auus eorum fuit saisitus ut de jure

et de feodo tempore regis Henrici patris domini Regis . Cepit inde espleitum ad valenciam de dim. m. etc. Et offert dirationare per Nigellum f. Emme qui hoc etc. de uisu suo etc. Et Reginaldus et Cecilia ueniunt et vocant ad warrant. Katerinam sororem Cecilie et petunt auxilium curie et habent Dies datus est a die Pasche in 15 dies [12 April, 1209] apud Sanctum Edmundum.

1556. Queniua filia Gaufridi optulit se quarto die v. Katerinam de Toftes . que essoniauit se de malo lecti v. eam de placito terre . unde duellum est uadiatum et ipse [*sic*] non venit nec visores infirmitatis eius sc. Alanus de Benington' . Radulfus f. Radulfi . Andrea de Elington' [Edlington] . Hugo de Wigetof [Wigtoft] non uenerunt uel se essoniauerunt etc Athachiantur quod sint apud Sanctum Edmundum a die Pasche in 15 dies.

1557. Tole que fuit uxor Ingeram petit v. Petrum Galle 16 acras terre c. p. in (Salnoth<sup>e</sup>) Saufleteby [Saltfleetby] ut dotem suam et ipse petit uisum . Habeat . Dies datus est eis.





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